

THE EVENING NEWS

DEVOTED TO MAKING ADA A LARGER AND MORE PROGRESSIVE CITY

VOLUME 7

ADA, OKLAHOMA, THURSDAY EVENING, APRIL 7, 1910

NUMBER 2

MONEY In The Bank

It's sort of a password to a man's reliability in the business world.

At the Oklahoma State Bank you have the advantage of a strong progressive bank whose policy is to give the same careful consideration to the smallest depositor as to the largest.

Along these lines, this bank is increasing its deposits every day. We should like to have yours.

Deposits Guaranteed

Oklahoma State Bank

ADA, OKLAHOMA

W. D. HAYS, CASHIER.

SAFE DEPOSIT BOXES FOR RENT

Get a Little Sunshine in Your Home
and on Your Furniture and Be Happy

The Best Varnishes and Stain On The Market

Come and Let Us Show You

Don't Forget the Wall Paper

The Crescent Drug Store

Telephone 18

Dr. F. Z. Holley, Prop.

INDIANA CUT OUT OF TAFT'S ITINERY

HOOSIERS FAIL TO ENDORSE
TAFT MEASURE AND ENDORSE-
MENT OF INSURGENT BEVERAGE
CAUSE SO SAYS GOSSIP.

REGULARS SAY STATE LOST

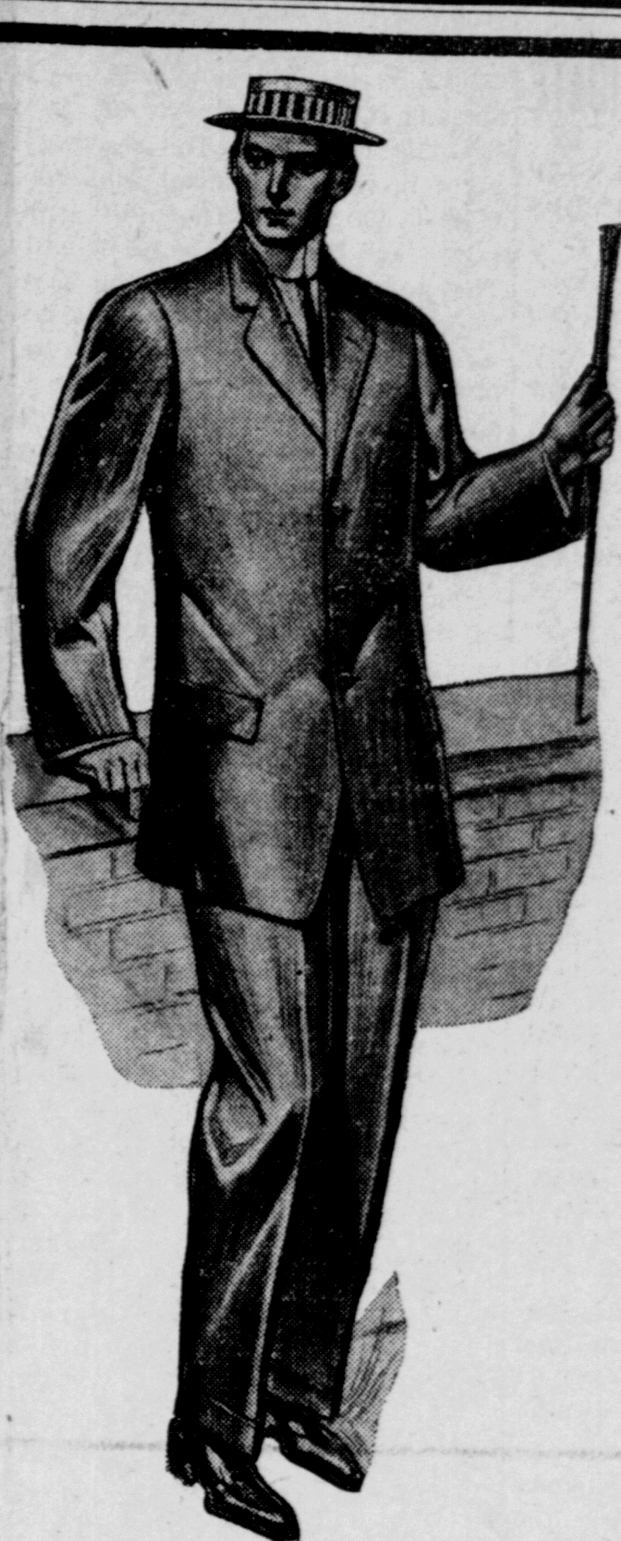
Predict Democratic Success—Insurgents Adopt Platform as Model.

Washington, April 6.—President Taft announced today that he would probably not visit Indianapolis on his trip through the Middle West next month. Coming after the news that the Republican convention of Indiana had declined to endorse the Payne-Aldrich tariff act and declared for the re-election of Senator Albert J. Beveridge, an "insurgent" who voted against it, this announcement created a great political sensation in Washington.

Take Indiana Platform as Model. The most important political news, here, however, is that the "insurgents" have hailed the Indiana platform as their model. They declare that in it lies the salvation of the Republican party and that it will be followed by every Republican State of the Middle West that has any "insurgent" leanings, meaning Ohio, Missouri, Iowa, Nebraska, Kansas, Minnesota, Wisconsin, Michigan and the Dakotas.

Regulars Defiant. Defiance is in the attitude of the regulars. They assert that the Indiana platform is not Republican, because it fails to endorse the tariff act put on the statute books by the Republican party. They openly assert that Indiana is already lost to the Republicans next fall, and say they would hate to forecast the result if other Republican States should follow Indiana's example.

Chamber of Commerce Busy. It was learned tonight that efforts are being made by members of the Chamber of Commerce of Indianapolis, before which Mr. Taft was to have delivered an address May 5, by a tentative arrangement, to have him change his mind. There is nothing, however, to indicate that they will be successful.



DESIGNED BY
SPERO, MICHAEL & SON
NEW YORK

We show the best selections and styles of

Spring Suits at \$12.50

The styles comprise every new model of the season and possess character of the most expensive suits. You certainly can't get the same quality nor style outside of our store for less than \$15.00.

In buying from us you choose from the largest selections of Suits in Ada. Worsteds, Plaids and Scotch Cheviots, Tweeds and Cassimeres and Blue Serges 2 or in 3-piece suits.

See the suits displayed in our window, choice \$12.50

The smart, snappy shoes that makes a "hit" with every live fellow who sees them. Tans are "it" this season and we have them here in every conceivable style and shade. Prices at \$3.50, \$4.00, \$5.00 and \$6.00.

Agent For
The Hanan Shoes
Burt and Packard Patent
Guaranteed Not to Break

Agent For
W. L. Douglas Shoes
Carhart Overalls

The Home of Hart Schaffner & Marx Clothes
John B. Stetson Hats Manhattan Shirts

I. Harris

Specialist in Good Clothes for Men and Boys

You will find us in the Corner of Main in the Rollow Former Stand

Chicken

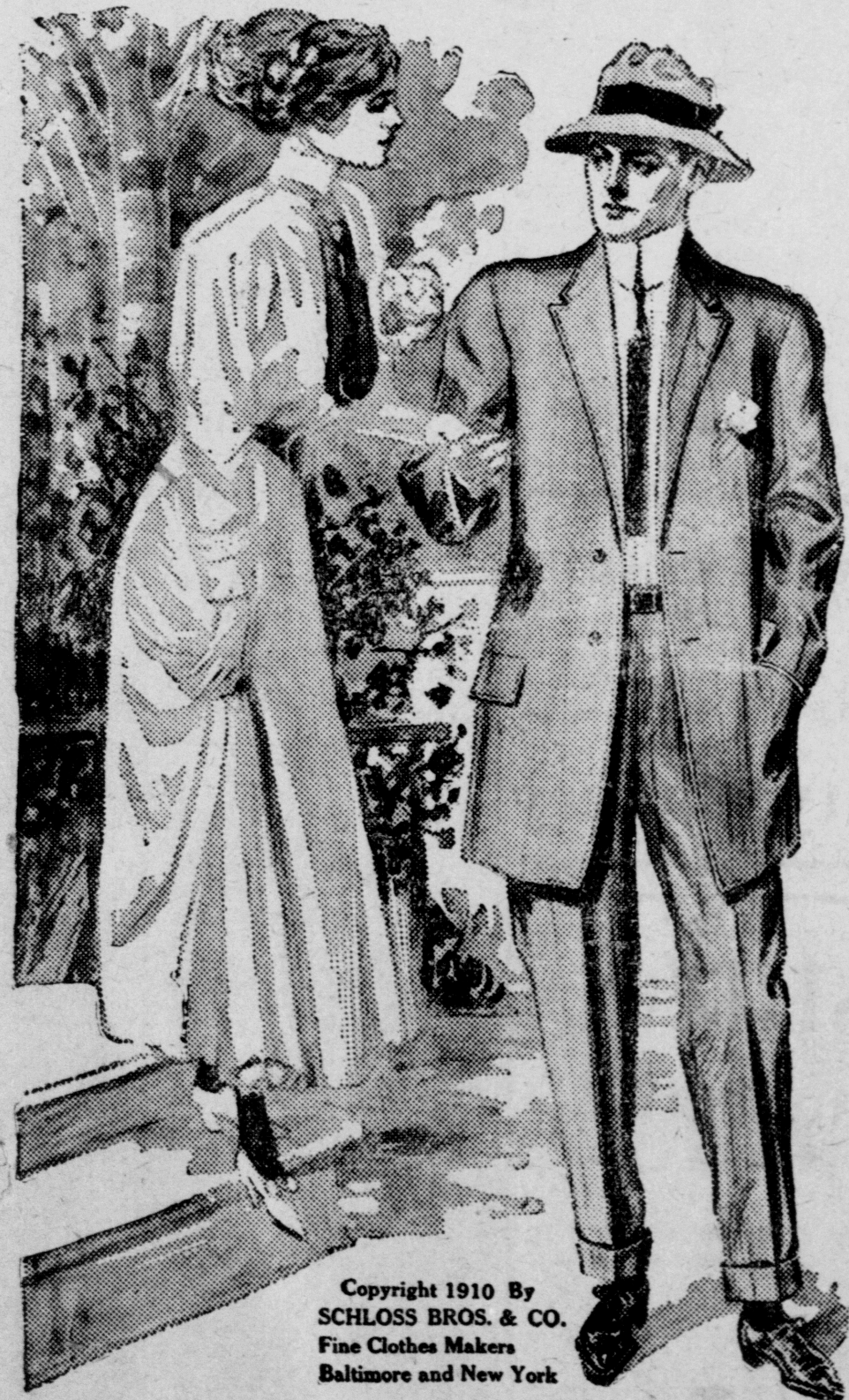
A well known domestic fowl which requires more or less attention to keep them healthy and thrifty. We sell the celebrated

LEE'S Insect Powder LEE'S Lice Killer

to rid them of vermin; also Lee's Germozone to keep them in healthy condition and prevent disease

Phone 6 Ramsey Drug Co.

....Don't Overlook Good Things....



The man who invented the hinged collar button and got rich by it, saw a good thing that had been within six inches of millions of men's eyes for fifty years.

A young chap came into the store Saturday—wanted to know the minute he got inside whether we had such and such a suit that was in the window on Monday. No it was sold—"I knew it," he said "A friend of mine has it on."

"I've admired that suit in the window town or three times but I'll be giggered if I thought it could be bought for the price he told me he paid. Got any like it? Why don't you put prices on them in the window?"

"Who made the Suit anyway?"

Its a Schloss Bros. & Co. Suit

One of the line of "The Clothes Beautiful." Well let's see some of them—they've certainly some class to them."

Fifteen Dollars Up

You can tell them by the
Schloss Bros. & Co. Label

on the coat collar. Also the custom made look.

C. R. Drummond, Clothier For Men

SHAWNEE WANTS CAPITOL AS DOES OKLAHOMA CITY

Chamber of Commerce Canvasses State Capital Removal proposition and Tentatively Agrees on Campaign Plan.—Proposes to Make It Interesting.

Shawnee, Okla., April 6.—Following a special call by President Ruby, the directors of the Shawnee Chamber of commerce had an interesting and well attended session last night in the office of the secretary. The Oklahoma City state capital location scheme was thoroughly gone into and a tentative plan of campaign agreed upon. Committees were provided for and vigorous action will result. The utmost unanimity of purpose and opinion was expressed and the people of Shawnee, of Pottawatomie county, and the taxpayers throughout the state can feel assured that the chief commercial organization of this virile and enterprising city is prepared to meet these new issues that have been thrust upon the city with characteristic energy and decision.

The fight is not of Shawnee's choosing; it has been thrust upon the city without being sought and at a time when every effort and resource of Shawnee's city builders is enlisted in the great work of material development that has been so auspiciously begun with the packing house location. But Shawnee always rises to the occasion and in the event that the election as called for June 11 comes off as advertised, Shawnee will have to be reckoned with every minute of the campaign.

BRYAN WILL SART A PROHIBITION PAPER

San Juan, P. R., April 6.—William J. Bryan, who is touring this land, Wednesday declared he would start a prohibition paper upon his return to the United States. He also declared he would not be a candidate for the senate. Mr. Bryan sails for New York April 13.

List your real estate with the Weaver Agency.

Gwin & Mays Co., Have It

We belong to an organization of 2000 DRUG STORES which have NATIONAL CIGAR STANDS and buy their CIGARS TOGETHER. This explains our NATIONAL VALUES; this is the reason why we have such magnificent cigar business

Buy It, Try It, Gwin & Mays Co., Say So

Gwin & Mays Co.

The Ada Druggists
The Rexall Store

The Ada News

Evening Edition, except Sunday
Weekly Publication, Thursday.
OFFICE: Weaver-Masonic Block,
12th and Broadway.
Otis B. Weaver, Editor and Owner.
J. M. Watkins, Business Manager.
Weekly, the year\$1.00
Daily, the week10
Daily, the year 4.00
Daily delivered in city by carrier
every evening except Sunday.
The Weekly will be sent to respon-
sible subscribers until ordered dis-
continued and all arrearages are paid
Entered as Second Class matter,
March 26, 1904, at the Postoffice at
Ada, Okla., under the Act of Con-
gress of March 3, 1879.



DEMOCRATIC POLITI- CAL ANNOUNCEMENTS

The following are the names of
candidates for public office subject to
the action of the Democratic pri-
maries occurring August 2nd.

The Democratic public is assured
that the names appearing below rep-
resent Democrats, who are regardful
of the proper support of the Demo-
cratic press and respectful toward
the wishes of the people who desire
to become well acquainted with the
name and reputation of the man for
whom they vote.

For Governor:
LEE CRUCE

For Attorney General:
CLINT GRAHAM

For Judge Criminal Court of Appeals:
HENRY M. FURMAN

For Clerk Supreme Court:
W. H. L. (Swamp) CAMPBELL

For State Corporation Commissioner:
GEO. A. HENSHAW

For District Judge 7th District, Two
Elect:
TOM D. MCKEOWN
A. T. WEST
ROBT. M. RAINEY

For State Senator 23rd District:
REUBEN M. RODDIE

For County Judge:
CONWAY O. BARTON
A. M. CROXTON
EDGAR S. RATLIFF

For Sheriff:
SAM MCCLURE
GEO. THOMPSON
LEM MITCHELL

For County Clerk:
W. S. KERR

For District Clerk:
W. T. COX

For County Treasurer:
J. K. SCROGGINS
J. W. WESTBROOK
R. H. (Rit) ERWIN

For Register of Deeds:
WILMER B. JONES
CROCKET C. HARGIS

For Superintendent Public Schools:
PROF. T. F. PIERCE

For County Weigher:
JOHN WARD
SHERWOOD HILL

For County Commissioner West Dist.:
CHAS. W. FLOYD

Justice of the Peace, Ada Precinct:
HENRY J. BROWN

For Constable, Ada Precinct:
E. L. BUNCH

JUDGES MCKEOWN, WEST AND RAINEY ANNOUNCE

EACH WANTS TO BE ONE OF THE
TWO DISTRICT JUDGES FROM
THE 7TH JUDICIAL DIS-
TRICT.

The public will note the appear-
ance in this issue of the announce-
ments of the candidacies of Judges
Tom D. McKeown, A. T. West and
Robt. M. Rainey for the two posi-
tions of District Judge from the 7th
Judicial District of Oklahoma.

Judge West, residing at Coalgate
and Judge Rainey, residing at Atoka,
being the two present incumbents of
the office, the former by the election
of the people, the latter by the ap-
pointment of the governor, are al-
ready well known personally and of-
ficially to the citizens of this county
and district.

Hon. Tom D. McKeown who wants

to defeat one of the two present en-
cumbents, having been a prominent
citizen of the city of Ada and Pon-
totoc county for several years and
an attorney of wide practice among
substantial clientele is also well
known to the constituency of the
News press publications.

Further personal and political ref-
erences will be published concerning
each of the careers of these demo-
cratic candidates for judicial honors
in subsequent issues of the Daily and
Weekly News.

GAYNOR'S LOGICAL PRESIDENTIAL CANDIDATE

JOE BAILEY SO DECLARES IF
NEW YORK MAYOR SUCCEEDS
HUGHES FOR GOVERNOR.

New York, April 6.—"If the demo-
crats of New York state nominate and
elect Mayor Gaynor to succeed Gov.
Hughes, he will at once become the
logical candidate for the presidency
in 1912."

This statement was made tonight
by Joseph W. Bailey, United States
Senator from Texas, who spent the
day in New York on legal business.
Mayor Gaynor's administration, Sena-
tor Bailey said is being commented
on favorably throughout the United
States. In his opinion Mayor Gaynor
and Gov. Judson Harmon of
Ohio are the two foremost figures in
democratic politics today.

Silent as of Culberson.

Senator Bailey made no mention
of his colleague, Senator Charles A.
Culberson, who frequently has been
mentioned in connection with the
democratic presidential nomination
in 1912. He expressed confidence that
the democrats will be successful in
the next National contest and that
the party would go into the cam-
paign entirely free from the handi-
cap of factional strife.

Roosevelt and Emperor.

If Mr. Roosevelt fails to give Em-
peror William a few pointers on how
to administer the affairs of the Ger-
man empire when he visits Berlin,
Senator Bailey said there will be
considerable disappointment among
the politicians in Washington.

Senator Bailey said he could see
no good reason why Mr. Roosevelt
should expect congress to pass a bill
which is now pending to give to the
erstwhile president the same frank-
ing privileges enjoyed by President
Taft and members of the United
States senate and House of Repre-
sentatives.

Old Costume Discarded.

Senator Bailey's short visit to New
York revealed the fact that he has
discarded his wide-brimmed felt hat,
white lawn tie and broad front white
shirt which for so many years he af-
fected. When Mr. Bailey first went
to Washington in 1891 he soon be-
came a conspicuous figure because
his attire never varied.
He now wears a black derby, sack
coat and fancy necktie and looks
more the part of a prosperous mer-
chant or banker than he does the
Southern politician or statesman. He
even wears a silk hat occasionally.

HAIR MATTRESS IS CAUSE OF SIX DEATHS

ARSENIC FOUND IN IT ESTAB-
LISHES INNOCENCE OF GIRL
HELD ON MURDER
CHARGE.

Boston, April 5.—"For nights and
days I prayed to God to show my
innocence to the world. I never lost
hope. I believed that justice would
eventually be done me, but at times
this long wait almost crazed me. But
God worked in His own time and I
am now free. And it is so much
better to be out in the blessed sun-
shine than behind the cruel bars of
iron."

Sobbing and hysterically happy in
her recovered freedom, Mary Kelli-
her, who for 18 months sat in the
shadow of the electric chair as the
result of a chain of circumstantial
evidence which seemed to prove her
guilty of the murder of six mem-
bers of her family, thus voiced her
thankfulness that her innocence had
at last been established. She gave
all of the credit for her escape from
from death to her attorney, Hugh
Bancroft, who demonstrated to the
satisfaction of the district attorney
and the court that the woman was a
victim of fate.

The girl had been accused of giv-
ing arsenic to members of her fam-
ily. Bancroft did not believe the
charge. He hired a toxicologist and
the two eventually discovered that
most of those who died had been
cared for in a small dark bedroom,
meagerly furnished. After exami-
ning the room, the expert voiced a
suspicion that a cheap hair mattress
was really responsible for the deaths.
A portion of the hair was examined
and it was found to be charged with
enough arsenic to kill an army. The
authorities were notified. At first they
were skeptical, but investigation
proved that the girl was innocent
and then tardy justice was done her.

SHALL ADA HAVE A CHAUTAUQUA?

There has been considerable talk
about a Chautauqua for our city this
summer during the session of the
summer normal. The time has come
now to decide whether or not we will
have it. A meeting of the Commer-
cial Club is to be held to night to dis-
cuss the matter. There should not
be a moment's hesitation before reach-
ing the decision. We must have it.
The interests of the Normal school
demand it. The interests of the en-
tire city require it. The meeting to-
night in the Commercial Club rooms
is not for the purpose of raising
money and there will be no soliciting.
The purpose is to have the matter
discussed so the citizens will know
what is proposed that they may more
fully appreciate the value of the pro-
posed Chautauqua to the city and to
the Normal school. When our citi-
zens have considered the matter they
are sure to give the movement en-
thusiastic endorsement. It means to
bring to our city the very best lec-
turers and entertainers for a week
during the month of June and pro-
vide for our people such entertain-
ment as they often spend much mon-
ey to secure in other places. It
means a week of pleasure, recreation
and profitable study. It means an op-
portunity at a very small price, of
hearing the very best musicians,
readers, humorists, magicians, and
lecturers that the country affords. It
has an educational value for the
children and young people that noth-
ing else offers. It has an inestimable
value to the homes of the city where
culture and refinement are appreci-
ated. It offers uplifting and inspiring
entertainment to all who are seek-
ing pleasure. It affords for the work-
ers in the offices and in the homes
and in the fields and in the various
industrial institutions recreation and
pleasure.

From the standpoint of our inter-
est in the state Normal the proposed
Chautauqua seems to be a necessity.
Let every citizen be present tonight
to hear and to be heard. We have
the Normal, we have secured the ap-
propriation, we have an unexcelled
faculty, and now we will help by
putting on the best Chautauqua of
the state.

THE BASEBALL GAME.

Faculty and Students Cross Bats for
Honors—Good Attendance.

O, the band is playing somewhere,
And somewhere people shout,
But there is no joy in the faculty,
For Prof. Matthews, he struck out!

Were you at the game yesterday?
If not you should have been. It was
by far the most exciting athletic con-
test that ever took place in Ada,
when awkward professors, aided by
dignified (?) seniors attempted to
wallop mere "kidified" under-class-
men in a game of baseball. The
"Profs." steeped in the lore of learn-
ing and wearing an air of wisdom
unspeakable hidden beneath their
classic brows forgot for a short time
their musty "ology" books and aspir-
ing to be Caseys, Ty Cobbs, and Hans
Wagners, all in one fell swoop—and
they did in a manner that would have
made the aforesaid stars of the base-
ball world blush in shame.

It was a time when the under-
classmen met the Profs. on an equal
footing and the "kidified" freshmen
had a chance to get even for the
flunk he drew last term or the grills
he had gone through during the past
few days. And he used the chance
modestly, thanks to the good playing
of the faculty.

Prof. Matthews was easily the star
of the game for his heavy hitting
and base running; also he was con-
spicuous in that he was very quiet.
His sprinting made many of the root-
ers believe that in ages past he used
to tear the cinder path at the rate
of 10 seconds per hundred yards for
the glory of his alma mater. Profs.
Sears, Little and Brooks are all ex-
perienced players and Prof. Perkins
electrified the crowd once when he
obtained the ball in the left field and
gracefully tried to beat the runner
to home base, played creditably for
"has beens." What Prof. Pentem
lacked in ability and suppleness he
made up enthusiasm. "The 'aids'"
were mediacre.

President Briles occupied the
mound behind the pitcher and in the
language of the small boy, he was
"His honor, the ump."

This was a benefit baseball game
and a nice little sum was realized,
which will go toward settling the
debt against the Athletic association
made last fall in buying the para-
phernalia of the football team.

Ice Cream That Is Pure.

The Purety Ice Cream Co. are now
doing business and are at your ser-
vice. Quality and price guaranteed.
Phone No. 223. R. L. MCGUIRE, tr

CALLED PURIFIER AND FIGHTING PHILOSOPHER

MAYOR OF ROME PAYS FINE TRI-
BUTE—VATICAN INCIDENT IG-
NORED—GREAT ENTERTAIN-
MENT ACCORDED.

Beware of the Man Who Does Not
Translate His Words Into Deeds.
Roosevelt in Rome.

Rome, April 6.—The series of
events connected with the cancella-
tion of Mr. Roosevelt's audience with
the pope and later his repudiation
of the denunciatory statement issued
by Pastor Tipple, of the Methodist
church of Rome, added interest to the
dinner given in Mr. Roosevelt's hon-
or Wednesday night in the great
hall of the historic Capitoline pal-
ace by the municipal authorities. No
reference, however, either directly or
indirectly, was made to this sub-
ject.

The guests included Premier Lusz-
zati, Signor Ferrara, under-secretary
of the foreign office; Signor Ferrarri,
grand master of the Free Mason or-
der, and Ambassador Leishmann.

Mayor Nathan, in proposing the
health the ex-president, referred to
him as "one whose character and
work had an effect upon the civil
progress of humanity."

After mentioning Washington and
Lincoln, as respectively the founder
and consolidator of the republic, he
characterized Mr. Roosevelt as a
"purifier," saying he had hunted
fiercer beasts than during his recent
trip to Africa.

"Men of his caliber," said the may-
or, "are beyond the limits of the
country. They belong by right to civi-
lization."

"The Fighting Philosopher."

He concluded with an apostrophe
to Mr. Roosevelt as the "fighting
philosopher," who is preaching the
word of purity, goodness and duty
to his people, and he compared the
ex-president to Marcus Aurelius.

Mr. Roosevelt, in replying, declared
no civilized man could come to Rome
without feeling that he was visit-
ing civilization. After expressing
deep appreciation for the hospital-
ity extended to him here, he spoke
of political life, which, he said, was
not so much a matter of genius as
of the practical application of the
very ordinary qualities of courage,
honesty and common sense, and the
rarest of these, he added, is common
sense.

"Beware of the man who does not
translate his words into deeds," said
the ex-president. He announced he
was an optimist with regard to the
future.

"Twice Italy was head of the
world," he continued, "first, in the
days of her glory, when Marcus
Aurelius was emperor, and second,
during the marvelous reproduction of
the life of Greece in the communes
of Amalfi, Pisa, Florence and Genoa.
And now, in the last sixty years,
since the battle of Novara, we have
seen the wonderful growth which has
made Italy what she is and what
she will be.

Tribute to Italy.

"When the pessimists say that civi-
lization is worn out, we can turn to
Italy, whence the entire occident de-
rives its civilization, and where we
don't know whether to admire more
the past or what is being prepared
for the future.

"In all civilized countries it has
been necessary to preserve some bar-
baric virtues, above all, military
strength, to oppose any attempt at
oppression. Countries must be strong
in order to be good and to help the
weak against the overbearing."

The ex-president and Mrs. Roose-
velt left for Spezzia at 11:45 Wednes-
day night. Among those who bade
them farewell at the station were

Count Tozzoni, master of ceremonies
in the royal household, who repre-
sented the King; Mayor Nathan and
other civic authorities, and Ambassa-
dor Leichman. Several hundred per-
sons gathered around the train and
took part in an enthusiastic demon-
stration. The distinguished American
was warmly cheered and there were
many cries of "Long live Roosevelt."

Church Incident Passing.

Col. Roosevelt was obliged to come
out on the platform of the special
car, which had been put at his dis-
posal by the government, and ex-
press his thanks to the people of
Rome for their generous and unfor-
gettable hospitality, which called
forth a new ovation that continued
as the train moved away.

Among Mr. Roosevelt's telegrams
today were two from well-known
Catholic publishers, declaring that
Catholic opinion in America endor-
sed his position. Mr. Roosevelt also
received visitors and letters from the
Methodist organization in Rome, dis-
avowing sympathy with the violent
utterances contained today in the
Rev. B. M. Tipple's recent statement.

The vatican today made further
representations regarding the can-
cellation of the audience, but they
contained no new points. The vati-
can insisted especially that Car-
dinal Merry del Val's sole purpose
was to avoid, if possible, a repeti-
tion of the Fairbanks incident in the
belief that he could have been justly
criticized if a repetition of this had
occurred and no previous warning
had been issued.

LATTER DAY SAINTS ARE HOLDING A CONVENTION

Kansas City, April 6.—Delegates
representing 100,000 worshippers met
at Independence, Mo., Wednesday
when the annual conference of the
re-organized church of Latter Day
Saints was called to order by Joseph
Smith, the president of the church.
Added interest attaches to the con-
ference this year, as it marks the
fiftieth anniversary of the presidency
of Joseph Smith. He is the son of
Joseph Smith, the first president of
the church.

W. G. Broadfoot Here.

Mr. W. G. Broadfoot formerly prom-
inent in Ada, now substantial busi-
ness citizen of Fort Worth, with lit-
tle son, Edwin accompanying, is vis-
iting and looking after his substantial
property interests in the city.

THE Ada National Bank

From the day of its opening,
July 23, 1900, down to the pres-
ent time the business of this
Bank has gone forward with-
out interruption.

Has accommodated more farm-
ers than any Bank in the
county.

Has assisted more local en-
terprises than any other Bank
in the City.

If you have unfinished busi-
ness with this Bank for 1909
attend to it at once.

Ada National Bank

Good Bread at a Good Bakery

We have just purchased the CITY BAKERY, and are prepared to
make you our permanent customers. Give us a trial.

Knott Bros. City Bakery

Real Estate

Is It of Interest to YOU?

Would you consider an investment paying 10 per cent net with a
splendid opportunity for enhancement?

Or perhaps you are a homeseeker, and it is a modest little cottage
on reasonable terms, a substantial homestead oor building site. If so,
CALL TO SEE US

The Clark Realty Co.

Office M. & P. Bank

Phone 133

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ATTORNEYS-AT-LAW

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Phone No. 300.

DR. E. GREGG

CHIROPRACTOR

Over Ada National Bank.
Consultation Free

Jno. P. Crawford Jas. W. Bolen

CRAWFORD & BOLEN
Lawyers

At the front over Oklahoma State
Bank, Ada, Okla.

J. E. Webb C. H. Ennis

WEBB & ENNIS
Lawyers

Office of City Attorney at City Hall

DR. J. R. RUNYAN

PHYSICIAN AND SURGEON

Office in Rollow Bldg. Phone 195
Residence Phone 33.

LIGON & KING,

Physicians and Surgeons.

Office in First National Bank Bldg.

GRANGER & GRANGER
DENTISTS.

Phone No. 212.
Residence Phone No. 259.

Rooms 1 and 2, First Nat'l Building.

HOME ABSTRACT AND REAL
ESTATE COMPANY.

General Abstract, Loan and Real
Estate business. Fire and Tornado
Insurance. Southern Surety Company
of Oklahoma. Office in rear of First
National bank.

C. A. Galbraith Tom D. McKeown

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LAWYERS.

Over Citizens National Bank, Ada, Ok.

DRS. FAUST & HARTMAN

General Practice and Surgery
Phone 80 and 81

Conn Building over Surprise St. re.

DR. W. J. VINETTE

DENTIST

Henley & Biles Bldg.

DR. J. M. VADEN

General Practice and Surgery.

Office Phone 75. Residence 75.
Office in Duncan Building.

DR. W. H. ENLOE

DENTIST

Office Duncan Building. Phone 75.

DR. W. M. OWEN

OSTEOPATH

Reed Douglas Bldg., near Postoffice,
Consultation Free.

J. R. CRAIG

PHYSICIAN AND SURGEON

Over Ada National Bank,
Phone Nos.: Office 59, Res. 251.

Oklahoma Central Railway

ASA E. RAMSEY, Receiver
TIME TABLE NO. 12
Effective August 8, 1909

West Bound		East Bound	
Daily No.	Daily No.	Daily No.	Daily No.
A.M.	P.M.	A.M.	P.M.
8 30	5 30	8 30	5 30
8 55	5 05	8 55	5 05
9 17	4 44	9 17	4 44
9 37	4 24	9 37	4 24
9 47	4 14	9 47	4 14
10 02	4 00	10 02	4 00
10 25	3 40	10 25	3 40
10 40	3 20	10 40	3 20
10 55	3 10	10 55	3 10
11 13	2 54	11 13	2 54
11 33	2 35	11 33	2 35
12 00	2 10	12 00	2 10
12 15	1 55	12 15	1 55
12 40	1 40	12 40	1 40
7 50	1 05	7 50	1 05
8 00	1 05 30	8 00	1 05 30
8 10	12 51 15	8 10	12 51 15
8 20	12 40 15	8 20	12 40 15
8 40	12 10 43	8 40	12 10 43
8 58	11 48	8 58	11 48
9 15	11 30	9 15	11 30
9 27	11 18	9 27	11 18
9 35	11 10	9 35	11 10
9 55	A.M. P.M.	9 55	A.M. P.M.
A.M. P.M.		A.M. P.M.	</

Farmers State Bank

YOUR BANKING BUSINESS
with us will receive our most
careful attention.

F. O. HARRISS, Cashier.

CITY NEWS IN BRIEF

Smith Sells Furniture.

Gwin & Mays have it.

Walter Goyne is in Stonewall.

J. W. Vaden is here from Roff.

C. J. Warren went to Francis.

J. F. McKeel left today for Sali-

Stall, the photographer, phone 176.

Miss Shanafelt returned to Atoka today.

J. B. Ingram went to McAlester today.

Judge Leslie Maxey went to Holden

ville.

saw to attend the sick bed of his

father.

J. E. Smith is transacting business

in Roff.

U. G. Winn returned today from

Guthrie.

Mrs. Robert C. Roland is reported

quite ill.

Mrs. Mattie Cloyd returned from

Guthrie.

Try Crystal nuts, the new candy

at Ramsey's.

J. W. Beard returned today from

Oklahoma City.

R. R. Brown returned to his home

in Stonewall today.

Try our ice cream cones. 5c each.

Ramsey Drug Co.

L. C. Cullison of Shawnee, with the

morning Herald, is in Ada today.

Prescriptions Properly Prepared.

The G. M. C. Way.

Mr. and Mrs. C. S. Aldrich are

in their new and attractive home in

Sunrise.

Henry Lindsey left today for Ho-

mer, Oklahoma, where he will visit

his sister.

Mrs. Ward returned to Stonewall

after a brief visit with her sister,

Mrs. U. G. Winn.

Geo. L. Kice came in from the north

this morning from an Oklahoma

Portland Cement sale tour.

C. C. Watkins and wife leave today

for Kemp, Texas, their future home.

The News will follow them.

Douglas Lassater went to Sherman

today to attend a meeting of the

stockholders of the Ada Compress

Co.

Dr. Hartman's horse with buggy

coming after, deliberately walked into

a main street feed store this after-

noon. Such action very distinctly re-

flects on the said Doctor's home feed

supply.

Drink Ada Mineral Water for your

health, the only water to contain

medicinal properties, and taste good.

Delivered daily all over the city,

and served at all first class soda

fountains.

Mrs. Whitmore is improving rapidly

from a severe illness.

Mrs. C. B. Busby is down from

Francis today trading.

Mrs. J. B. Ireland, of Wilmington,

visited friends in Ada today.

Mrs. Rosa M. Nicholson, of Okla-

homa City, is a business visitor to

our city today.

Don't miss hearing the Normal

Quartette at the Pastime Friday.

Splendid singing with unequalled pic-

tures.

Rev. Father Leo wishes to an-

ounce that he will hold mass at

Eagles Hall Sunday morning at 9

o'clock.

Mrs. W. S. Aker, who has been vis-

iting her parents, Dr. and Mrs. F. Z.

Holley, returned to her home at Okla-

homa City.

The Normal Quartette will be the

attraction at the Pastime Friday. All

lovers of music will want to hear

these singers.

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a main street feed store this after-

OPINION REVERSING FAMOUS DAN SCRIBNER CASE, CONVICTED TO HANG

Juror McKinney Had Formed Too Definite Opinion of the Guilt or Innocence of Defendant to Constitute Him Proper Juryman.

For the refusal of the court to sustain the challenge made to the jurors who testified on their voir dire that they had formed such an opinion as to the guilt of the defendant as would require evidence to remove, the judgment of the lower court must be reversed.

FURMAN, Presiding Judge, concurring: The record shows that John McKinney sat as a juror in this case and that upon his examination as such juror, among other things he said from what he had heard he had an opinion as to the guilt of the defendant and that he did not believe that he could give the defendant the same fair and impartial trial as if he had not heard anything about the case. The juror was then asked, "In your present frame of mind from what you have heard you could convict the defendant on less evidence than if you had not heard anything?" Objection being made, the juror was not permitted to answer this question.

In answer to questions asked by the county attorney, the juror stated that he had never talked to a witness in the case; that his opinion was based upon rumor, and that if taken upon the jury, he could and would give the defendant a fair and impartial trial notwithstanding this opinion and would be governed alone in making up his verdict by the testimony of the witnesses on the stand and the charge of the court. Thereupon the court overruled the challenge of the defendant and the juror was sworn in the case over the protest and exception of the defendant.

When the juror states that he had an opinion as to the guilt of a defendant, he is not made competent to sit in the case merely because he may state that he can and will lay this opinion aside, if taken on the jury, and give the defendant a fair and impartial trial and be governed alone in making up his verdict by the testimony of the witnesses and the charge of the court. The juror is not the judge of his own competency, of his own impartiality and of his own freedom from prejudice. No statute can clothe him with such judicial discretion and power. The competency of the juror is left to the discretion of the court, and the presiding judge is not bound by the answers of the juror. It is the judge and not the juror who is charged with the duty of passing upon the competency of the juror, and in the discharge of this duty, the judge may have recourse to any means of information within his power. In fact he should carefully investigate every source which would be calculated to throw any light upon the competency of a juror, and if the judge is not entirely satisfied of the competency of the juror, he should be excused. In Johnson vs. State, 1 Okla. Crim. Rep., p. 348, this court said:

"The question of the competency of jurors is addressed to the sound discretion of the trial court, and, in the absence of an abuse of that discretion, it is not subject to review. In other words, while the trial court must be clearly satisfied that a juror is fair and impartial before permitting him to sit in a criminal case, yet upon appeal to this court, it must be clearly shown that the trial court abused its discretion before this court will review its rulings in this respect."

We think it clear that the trial court erred in two particulars in passing upon the competency of the juror McKinney. First, this juror frankly stated that on account of what he had heard he did not think that he could give the defendant the same fair and impartial trial as if he had not heard anything. This was stating, in effect, that the juror believed that the opinion which he then entertained would influence his action in finding a verdict; that it might combat the evidence of the witnesses and resist its force. It is the nature of the opinion and not the source from which it is derived that we are considering. We do not claim that any impression which a juror may have to the guilt of a defendant will necessarily disqualify the juror. But we do say that when the juror is shown to have an opinion as to the guilt of the defendant, it matters not from what source it comes, then the burden is on the State to show that this opinion is such that it does not affect the fair-

ness and impartiality of the juror. This is the letter and the spirit of our statute.

Section 5475 of Wilson's Oklahoma Statutes is as follows:

"In a challenge for implied bias, one or more of the causes stated in the second preceding section must be alleged. In a challenge for actual bias, the cause stated in the second subdivision of the third preceding section, must be alleged, but no person shall be disqualified as a juror by reason of having formed or expressed an opinion upon the matter or cause to be submitted to such jury founded upon rumor, statements in public journals, or common notoriety, provided it appears to the court, upon his declaration, under oath or otherwise, that he can and will, notwithstanding such opinion, act impartially and fairly upon the matters to be submitted to him. The challenge may be oral, but must be entered upon the minutes of the court."

So it is seen that according to the statute it is the court and not the juror who must be satisfied as to the fairness and impartiality of the juror and that the judge is not bound by the answers of the juror, but may inform himself "otherwise." But even if this were not the statute, it is the plain meaning and intent of our Constitution and as such it is our first duty to enforce it.

The juror McKinney, just after having expressed the opinion that he did not think that he could give the defendant the same fair and impartial trial that he could give him if he had never heard anything about the case, did, in answer to the question of the county attorney, state that if taken on the jury he could and would lay this opinion aside and be governed as a juror alone by the testimony of the witnesses and the charge of the court. This shows that the juror was himself uncertain as to his mental condition and was varying as to what his action would be if taken on the jury, and of itself should have caused the trial court to sustain the challenge for cause.

Second, counsel for the defendant asked the juror this question: "In your present frame of mind, with what you have heard, you could convict the defendant on less evidence than if you had not heard anything?" The court erred in not permitting this question to be answered. While it is true that the court would not be bound by the answer of the juror, yet, when it is disclosed that a juror has an opinion, in all fairness the court should permit the most searching cross-examination of the juror as to the origin, extent and probable effect of such opinion. This is especially true in capital cases. The graver the case and the more severe the punishment liable to be inflicted, the more cautious the court should be in safeguarding all of the substantial rights of the defendant. But it may be said that the defendant is guilty and that therefore it is immaterial as to whether the law was complied with. Such a statement as this is the first step toward lynch law, and if recognized by this court, would wipe out and destroy every constitutional right, and would establish a precedent which, if followed, would result in arbitrary punishment in the name of the law; a consummation dangerous to liberty and innocence and utterly inconsistent with the perpetuity of our free institutions. We heartily assent to the proposition that when a defendant has been properly indicted and fairly tried and the evidence clearly shows that he is guilty, then a conviction should not be set aside on account of any mere matter of form or any exception which did not deprive the defendant of a substantial right. We have uniformly recognized and adhered to this rule, as our decisions will conclusively show. But it is an utter misapprehension of the doctrine of harmless error to suppose that when a defendant has been deprived of a substantial right the error was or could be harmless. If this is correct, then the doctrine itself would become a mighty engine of wrong and oppression; in fact it would be the entering wedge of anarchy, for it would result in the destruction of all law and substitute in its place the arbitrary will of the judges and jurors.

Section 5618 of Wilson's Oklahoma Statutes, is as follows:

"On an appeal the court must give judgment without regard to technical errors or defects, or to exceptions

4 per cent your deposits guaranteed

Be An Investor

SAVINGS Checks are the ideal investment for your savings. They are certificates of deposit, issued in denominations like money. When you deposit, ask for "Savings Checks" if you want

4 Per Cent On Your Money

You can have, by use of Savings Checks, all the advantages of cash on hand, and yet know your money is safe in a Guaranteed Bank in Oklahoma. Savings Checks are good anywhere in the United States. They are self identifying and will save you lots of time and embarrassments in a strange place. Safe as Government Bonds—pay double the interest.

Merchants & Planters State Bank

ADA - OKLAHOMA

which do not affect the substantial rights of the parties.

This forbids this court from reversing a conviction upon any technicality or exceptions which did not affect the fact the substantial rights of the defendant. This is the doctrine of harmless error in a nutshell. The converse of this statutory provision is that we must reverse convictions when the defendant has been deprived of a substantial right.

The court instructed the jury as follows:

"In connection with the evidence in this case, you are instructed that a conviction cannot be had upon the testimony of an accomplice unless it be corroborated by such other evidence as tends to connect the defendant with the commission of the offense, and the corroboration is not sufficient if it merely shows that commission of the offense or the circumstances thereof; that is, in this case, you cannot convict the defendant, Dan Scribner, upon the uncorroborated testimony of the witness Ed Johnson, for the reason that the evidence shows him to be an accomplice. However, if you are satisfied that the witness Ed Johnson speaks the truth in some material parts of his testimony in which you see him corroborated or confirmed by other impeachable evidence, this may be ground for your believing that he also speaks the truth in other parts of his testimony in which there may be no confirmation, but this corroboration ought to be as to some fact which tends to connect the defendant with the commission of the offense."

The vice of this instruction lies in the fact that the court tells the jury that the corroboration (of the accomplice) ought to be as to some fact which tends to connect the defendant with the commission of the offense. The law prohibits a jury from convicting a defendant upon the testimony of an accomplice, unless such testimony is corroborated by other testimony which tends to connect the defendant with the offense committed. The law is mandatory. This instruction is only advisory, and qualifies and is contradictory of the first portion of the instruction which correctly states the law. When this is the case no one can tell upon what portion of the instruction the jury acted in finding their verdict. Such

Instructions are universally condemned both upon principle and by the authorities, without a single exception, so far as our investigations have gone.

For the reason above given, I concur in the opinion that the judgment against the defendant should be reversed. While it is of great importance that every guilty man should be speedily brought to justice and punished for his crime, yet it is of still greater importance that the citizens of Oklahoma should know that the courts of the state will secure to each and every one of them, it matters not how poor, friendless and unpopular he may be, the full protection afforded by each substantial privilege and right guaranteed to them by the Constitution and laws of the state. This court will discharge its full duty in this respect, without partiality, fear or favor, let it please or displease whomsoever it may.

The judgment against the defendant is therefore reversed and the cause remanded with directions that a new trial be granted the defendant.

DOYLE, Judge, concurring.

Something rare and cheap that I cannot advertise. Come and talk to us. Weaver Agency.

SICK? HURT?

WHY NOT PROTECT YOUR INCOME?

7 CENTS A DAY

Will Insure Your Producing Hours

Continental Casualty Co., Chicago

H. G. B. ALEXANDER, President

The GREATEST Health and Accident Insurance Company in the World

"Every Time the Clock Ticks Every Working Hour IT PAYS A Dime To Somebody, Somewhere, Who Is Sick or Hurt!"

MORE THAN \$1,000,000 A YEAR

ASK OUR AGENT

Ada Title & Trust Co.

Phone 73. Ada, Okla.

CALL AT

The New York Stand

FOR

Fancy Fruits and Candies

NICK DAVIS, PROP.

IS YOUR GIRL HARD ON HER Shoes?

Maybe it is the fault of the shoe and maybe hers. Bring her to us maybe we can solve the problem. Let us give her a proper fit and what we call a lasting shoe--then see if your shoe bill is not reduced.

"Make Us Your Shoer"

Chapman The Shoe Man

E. Main Ada, Okla.

Cycle Messenger Service

Phone 111

Packages, Messages, Errands 1c per block one way, with a minimum of 5c.

If you need a wagon for hauling, moving, etc., we'll get it--our service FREE for this.

If you want clothing cleaned or pressed will call for and deliver free. Call 111.

Byron Norrell

Secy. 25,000 Club.

OTIS WEAVER, Acting President.

Farms Loans. See Carlton Weaver.

FREE.

This Beautiful

\$150

Diamond
Ring



\$150

Diamond
Ring

in the Popular

...LADIES VOTING CONTEST...

at the

Desota Theatre

Commencing April 11 and Ending May 20

Rules and Regulations

1. This Popular Ladies' Voting Contest will be conducted fairly and honestly on business principles strictly, with justice and fairness to all concerned.
- Any lady in Ada, married or single, is eligible to enter this contest and the person receiving the largest number of votes, shall receive this beautiful \$150 Diamond Ring.
- VOTES—A ticket good for 10 votes, will be given with each and every 10 cent ticket.
- Each and every candidate nominated before Saturday night, will receive 500 votes free.
- No one connected with the show will be allowed to become a candidate in this contest, or work for a contestant.
- Results as to standing of candidates will be given every other night after the first week.
- If you have a friend whom you wish to enter this contest, leave their name at the Ticket Window THIS WEEK, so they will receive the 500 free votes.
- No nominations will be accepted after the first week of the contest.

This beautiful Ring will be on display in the window at Warren's Jewelry Store after tomorrow.

BUREAU OF HEALTH IN LINE WITH PROGRESS

MEASURE URGED BY SENATOR OWEN RECALLS OPPOSITION TO AGRICULTURAL DEPARTMENT.

(Arthur Wallace Dunn.)

Washington, April 5.—"Owen is talking about a department of public health," remarked one republican senator in a rather sneering way, the day Senator Owen of Oklahoma was making a speech urging the establishment of a new department. The senator went on to indicate that this was one of the new propositions of the time which, if not absurd, scarcely needed consideration. Yet a department of health could do more for this country than almost any other department of the government.

Twenty-five years ago the same sneers were made in regard to the establishment of a department of agriculture, yet it is conceded that more people are benefited by that department than by any other. For a long time it was a hard fight to establish a department of commerce, yet that department is doing excellent work today. As to a public health bureau or department—it matters not what it may be called—there is every reason why the United States should have some sort of an organization which will work, not only to prevent the spread of contagious disease, but which will try to do something to cure diseases that are causing so much suffering in the country.

It may be true that the care of health is something that should be personal to every man, but just as Senator Owen pointed out, the spread of contagious disease can not be prevented by individuals, and in the tenements and slums of great cities disease is bred and spread so that individuals can not take care of themselves. Nor can persons who are not responsible for such conditions prevent contagion from affecting them.

A department of public health, managed by competent men, could accomplish much for the country, and relieve a great deal of the suffering which now is so prevalent. Upon the health of the people depend their contentment and happiness, and it might not be so much out of place for a government to encourage the contentment and happiness of its people.

CARDINAL GIBBONS AT THE WHITE HOUSE

Confers With President, But Declares the Incident at Rome Was Only Casually Mentioned.

Washington, April 6.—Cardinal Gibbons called unexpectedly at the White House Wednesday, and it was said he had been sent for by President Taft. After a few minutes the cardinal emerged from the executive office and was accosted by a party of newspaper men. "My call," he said, "had nothing to do with the incident at Rome. The incident was casually mentioned. The president expressed his regret and I expressed mine. It was a matter of mutual regret. But I assure you, gentlemen, the mention of the incident was casual. Good day."

Can You Ask More?

We are so confident that we can furnish relief for indigestion and dyspepsia that we promise to supply the medicine free of all cost to every one who uses it according to directions who is not perfectly satisfied with the results. We exact no promises and put no one under any obligation whatever. Surely nothing could be fairer. We are located right here where you live, and our reputation should be sufficient assurance of the genuineness of our offer.

We want every one who is troubled with indigestion or dyspepsia in any form to come to our store and get a box of Rexall Dyspepsia Tablets. Take them home, and give them a reasonable trial, according to directions. They are very pleasant to take; they soothe the irritable stomach, strengthen and invigorate the digestive organs, promote a healthy and natural bowel action, almost immediately relieve nausea and stomach irritation, produce healthy digestion and assimilation, and promote nutrition. Three sizes, 25c, 50c and \$1.00. Remember you can obtain Rexall Remedies in Ada only at our store—The Rexall Store, The Gwin & Mays Drug Co., West Main St.

How Does This Strike You?

An elegant five room house on 100 feet, side walks, well, etc., on 14th near M. E. church. Naked lots worth \$1,200—\$1,600 takes it. \$1,275—This sum takes 200 feet front near High school building on 18th street. Four room house. Would rent for \$14.00. If you know a good thing when you see it you will take this. WEAVER AGENCY.

IS IT POSSIBLE FOR WESTERN UNION

Directors State, Hereafter Less Dividends, Better Equipment and Service and Better Paid Employees.

New York, April 6.—Improvements and increased wages for employees rather than elons for stockholders, is to be the official attitude of the Western Union Telegraph company. This resolution was adopted today at a meeting of the executive committee of the company in New York:

"This committee recommends to the board of directors that no increase in the present rate of dividends be made until the plant of the company wherever it may be found necessary, is placed in the highest possible condition, the working conditions of the employees improved and their salaries re-arranged, recognizing in this readjustment merit, proficiency and length of service, modified by location."

The above water is all right for drinking purposes as far as any chemical analysis is concerned. In fact it is a good sample in every respect, from my point of view. It may be off from the bacteriological point, but here the chances are that the water is perfectly pure. I would not hesitate to use this water in my own family. Certainly very decidedly preferable to average well and cistern water, where the cistern is not properly looked after.

The above statement is made freely and willingly and I have no PERSONAL interest in the water.

(Signed) GEO. L. HOLTER, 2nd State Chemist.

Analysis of Ada Artesian Mineral Water.

The following is the analysis and letter, given by Mr. Geo. L. Holter, State Chemist.

	Grains Per Gal.
Total Solids	25.15
Chlorin	.23
Nitrates	.0058
Nitrites—None	
Free Ammonia—None	
Albuminoid	.0035

Analysis of Solids.

	Grains Per Gal.
Sodium chloride	.38
Sodium sulphate	23.200
Sodium carbonate	.74
Magnesium carbonate	1.880
Insoluble solids	3.1893

NIP IT IN THE BUD.

First Appearance of Dandruff a Forerunner of Future Baldness.

That such is the case has been conclusively proven by scientific research. Prof. Unna, the noted European skin specialist, declares that dandruff is the burrowed-out cuticle of the scalp, caused by parasites destroying the vitality in the hair bulb. The hair becomes lifeless, and, in time, falls out. This can be prevented.

Newbro's Herpicide kills this dandruff germ, and restores the hair to its natural softness and abundance.

Herpicide is now used by thousands of people—all satisfied that it is the most wonderful hair preparation on the market to-day.

Sold by leading druggists. Send 10c. in stamps for sample to The Herpicide Co., Detroit, Mich.

ONE DOLLAR BOTTLES GUARANTEED Ramsey Drug Co., Special Agents.

The Unwritten-Law Hero.

Nowadays, we suppose, Othello would have reasoned it out about as follows: "The way my wife and that Cassio are carrying on humiliates me exceedingly. If my friends found it out they would secretly jeer at me, which my sense of honor could not endure. Therefore, I will take steps which insure that the newspapers all over the country shall publish columns and columns about the case, dragging out every little circumstance which can possibly reflect upon Mrs. Othello or myself. They will print her picture and mine and the children's across the front page. At every saloon and corner grocery of the land men will be haw-hawing with zest over intimate details that make her appear in the most shameful light—published on the same page with virtuous denunciations of some immoral play or novel."

"Thus my self-respect will be restored, my sense of honor made whole, and the jury will sympathetically acquit me as a chivalrous defender of the home which I have publicly dragged through the gutter and made a byword from coast to coast."

These reflections are applicable to all our delectable unwritten-law heroes. There are certain domestic misfortunes which persons of a retiring disposition would wish to have discussed as little as possible; while others—perhaps of a more chivalrous and sensitive nature—insist upon getting them on the front page under scare-heads.—Saturday Evening Post.

Pasture for Rent.

I have a fairly good pasture about 2 miles out of Ada with plenty of water to rent to right party. J. L. Barringer.

Some Rare Bargains.

\$550—Four beautiful lots and two small houses on corner in North Ada. Rents for \$800.

\$675—Pretty good house on corner 7th and Townsend. Rents for \$9.00. \$175 down, balance \$15.00 per month without interest.

\$425—Two pretty lots on corner in Sunrise. In section where improvements and neighbors are desirable. Terms.

\$950—Good home in North Ada. \$500 down.

\$275—Two beauties in Daggs addition \$650—Two beautiful lots on corner across from new home of Prof. Sears. First block north of Normal campus. Easy terms.

\$1,000—Good business lot on 12th. \$1,150—Good business lot with small house on west Main. Bargain for some body with a good eye.

CONFIDENTIAL—We have 3 proposition that we are forbidden to advertise. The price is so low that it would indicate a gold brick game. Call and see us about these.

WEAVER AGENCY, Carlton Weaver, Representative.

WANTS

Advertising under this head will be charged at following rates:

One insertion, per word.....1c
Addition insertion, per word....1-2c

WANTED.

BOARDERS WANTED—Will take a few boarders in private home. Mrs. R. L. Eaton. 13th and Stockton. 6t

LOST.

LOST—An Elk stick pin between Grand Leader and South school building. Finder please return to Grand Leader and get reward. d-2t

FOR SALE.

FOR SALE—Some household goods. Call at Henry Inman's 7th street in Sunrise. 4-1wk

FOR RENT.

FOR RENT—Four room house, corner 16th and Townsend. 7tf

FOR RENT—Two furnished bed rooms. Mrs. M. T. Stephenson, E 12th. 4-3t

FOR RENT—Rooms for light house-keeping. Mrs. Banks, 14th and Broadway. 5-3t

REPORT OF THE CONDITION OF THE ADA NATIONAL BANK,

At Ada, in the State of Oklahoma, at the close of business, March 29, 1910.

RESOURCES

Loans and Discounts	\$128,219.58
Overdrafts, secured and unsecured	15,271.36
U. S. Bonds to secure circulation	12,500.00
Bonds, Securities, etc.	12,035.44
Banking house furniture and fixtures	10,535.00
Other real estate owned	4,341.28
Due from National Banks (not reserve agents)	3,252.81
Due from approved reserve agents	2,589.42
Checks and other cash items	7,273.86
Exchanges for Clearing House	300.82
Notes of other National Banks	2,700.00
Fractional paper currency, nickels and cents	810.65
Lawful Money Reserve in Banks, viz:	
Specie	\$10,980.00
Legal-tender notes	2,560.00
Redemption fund with U. S. Treasurer (5 per cent of circulation)	325.00
Total	\$213,679.26

LIABILITIES.

Capital stock paid in	\$50,000.00
Surplus fund	10,000.00
Undivided profits, less expenses and taxes paid	3,339.09
National bank notes outstanding	12,500.00
Due to other National banks	2,190.84
Due to Approved Reserve Agents	23,450.64
Individual deposits subject to check	89,257.54
Demand certificate of deposit	1,498.10
Time certificates of deposit	18,634.88
Cashier's checks outstanding	2,808.17
Total	\$213,679.26

State of Oklahoma, County of Pontotoc } ss

I, Frank Jones, cashier of the above-named bank, do solemnly swear that the above statement is true to the best of my knowledge and belief.

Subscribed and sworn to before me this 7th day of April, 1910.

ROBERT E. BLANKS, Notary Public

Correct—Attest:

M. C. COPELAND, TOM HOPE, J. F. McKEEL, Directors

MILD LIQUID CURES ECZEMA

Skin Sufferers! Drop Greasy Salves and Nasty Medicines.

That mild, soothing liquid, D. D. D. Prescription, stops the awful itch with the first drops. A prescription of acknowledged value.

Get a trial bottle at 25c. It will take away the itch right away and you will sleep soundly. We assure you personally of the merits of this remedy; for we KNOW. G. M. Ramsey Drug Co., West Main street.

Prompt relief in all cases of throat and lung trouble if you use Chamberlain's Cough Remedy. Pleasant to take, soothing and healing in effect. Sold by all dealers.

Harris Pool Hall

Have made arrangements with F. R. RICE MECANTILE CO., where-by they have the EXCLUSIVE SALE in Ada of the

"Universal and Starella Cigars"

their "Two" most popular brands. In order to introduce "STARELLA" we will for a short time sell 1 for 10c, 2 for 15c, and 4 for 25c.

Universal, "Union Made" 5c Straight

We also have "MERCANTILE and AGENT

We Want Your Work

of Horse Shoeing and Rubber Tiring; all kinds of Buggy and Wagon Work and Repairing. We have a Machine Shop in Connection, Lathe, Drill Press, Etc.

WE KNOW HOW

All we want is a chance to show you.

West 12th Street

Hughey & Rock

Hot and Cold Stuff

Manufacturers of Ice
Wholesale and Retail Dealers in Coal
Long Distance Phone 29

Ada Ice and Fuel Co.

We sell the best Fancy Lump Coal, and to insure clean coal to our customers, we load our wagons with forks. We have our own wagons which insure prompt service. OUR PRICES ARE RIGHT. CALL US UP.

Dendalworth Coffee

A 20-cent coffee with a 40-cent flavor.

It is a world beater. No coffee sold at the price can touch it. Try it and be convinced.

Shipped daily from our own coffee roaster at Denison, Texas

Waples-Platter Grocer Co.

Ada, Oklahoma



The Well Posted Individual

keeps in touch with us when he has any property he wishes to buy or sell. You will do well to do likewise. Let us know what you want or what you have to offer.

THE WEAVER AGENCY

Carlton Weaver, Representative

Saturday Evening POST

Chisholm Barnett

and sub-agents solicit you to buy or subscribe for the Saturday Evening Post

WILL DELIVER EVERY THURSDAY MORNING.

Price \$1.50

A YEAR

5 cents a copy

On sale at Ramsey's Drug Store

Clean rags wanted at News office. Bargains in improved property. Weaver Agency.

GALEY CHAPEL ITEMS.

Miss Pearl Scales is visiting Miss Myrtle Kelton near Stratford this week.

Our school is progressing nicely under our efficient teacher, Prof. Wall.

The Galey Chapel class attended church and singing at Chism last Sunday.

Mr. E. D. Hinkle and family, of Beebe, were the guests of Mr. C. Estes and family last Sunday.

Some of the Chism people visited our literary society last Friday night. Everybody is invited.

Mrs. Lealon Bray has been on the sick list for several days, but is reported some better at this writing.

Miss Lurenia Estes returned home last Sunday from Beebe, where she has been visiting for several days.



NOW

that we have caught your eye

We want to tell you about that new

Electric Iron

Just the thing for hot weather—no red hot stove on a red hot day—no walking, no lifting, easy to regulate. Try one

Ada Electric & Gas Company

Phone No. 87

South Broadway

THE EVENING NEWS

DEVOTED TO MAKING ADA A LARGER AND MORE PROGRESSIVE CITY

VOLUME 7

ADA, OKLAHOMA. THURSDAY EVENING, APRIL 7, 1910

NUMBER 2

MONEY In The Bank

It's sort of a password to a man's reliability in the business world.

At the Oklahoma State Bank you have the advantage of a strong progressive bank whose policy is to give the same careful consideration to the smallest depositor as to the largest.

Along these lines, this bank is increasing its deposits every day. We should like to have yours.

Deposits Guaranteed

Oklahoma State Bank

ADA, OKLAHOMA W. D. HAYS, CASHIER.
SAFE DEPOSIT BOXES FOR RENT

Get a Little Sunshine in Your Home
and on Your Furniture and Be Happy

The Best Varnishes and Stain On The Market

Come and Let Us Show You
Don't Forget the Wall Paper

The Crescent Drug Store

Telephone 18

Dr. F. Z. Holley, Prop.

INDIANA CUT OUT OF TAFT'S ITINERY

HOOSIERS FAIL TO ENDORSE
TAFT MEASURE AND ENDORSE-
MENT OF INSURGENT BEVERAGE
CAUSE SO SAYS GOSSIP.

REGULARS SAY STATE LOST

Predict Democratic Success—Insurgents Adopt Platform as Model.

Washington, April 6—President Taft announced today that he would probably not visit Indianapolis on his trip through the Middle West next month. Coming after the news that the Republican convention of Indiana had declined to endorse the Payne-Aldrich tariff act and declared for the re-election of Senator Albert J. Beveridge, an "insurgent" who voted against it, this announcement created a great political sensation in Washington.

Take Indiana Platform as Model. The most important political news, here, however, is that the "insurgents" have hailed the Indiana platform as their model. They declare that in it lies the salvation of the Republican party and that it will be followed by every Republican State of the Middle West that has any "insurgent" leanings, meaning Ohio, Missouri, Iowa, Nebraska, Kansas, Minnesota, Wisconsin, Michigan and the Dakotas.

Regulars Defiant. Defiance is in the attitude of the regulars. They assert that the Indiana platform is not Republican, because it fails to endorse the tariff act put on the statute books by the Republican party. They openly assert that Indiana is already lost to the Republicans next fall, and say they would hate to forecast the result if other Republican States should follow Indiana's example.

Chamber of Commerce Busy. It was learned tonight that efforts are being made by members of the Chamber of Commerce of Indianapolis, before which Mr. Taft was to have delivered an address May 5, by a tentative arrangement, to have him change his mind. There is nothing, however, to indicate that they will be successful.



DESIGNED BY
SPERO, MICHAEL & SON
NEW YORK

We show the best selections and styles of

Spring Suits at \$12.50

The styles comprise every new model of the season and possess character of the most expensive suits. You certainly can't get the same quality nor style outside of our store for less than \$15.00.

In buying from us you choose from the largest selections of suits in Ada. Worsteds, Plaids and Scotch Cheviots, Tweeds and Cassimeres and Blue Serges 2 or in 3-piece suits.

See the suits displayed **\$12.50**
in our window, choice

The smart, snappy shoes that makes a "hit" with every live fellow who sees them. Tans are "it" this season and we have them here in every conceivable style and shade. Prices at \$3.50, \$4.00, \$5.00 and \$6.00.

Agent For
The Hanan Shoes
Burt and Packard Patent
Guaranteed Not to Break

Agent For
W. L. Douglas Shoes
Carhart Overalls

The Home of Hart Schaffner & Marx Clothes
John B. Stetson Hats Manhattan Shirts

I. Harris

Specialist in Good Clothes for Men and Boys

You will find us in the Corner of Main in the Rollow Former Stand

Chicken

A well known domestic fowl which requires more or less attention to keep them healthy and thrifty. We sell the celebrated

LEE'S Insect Powder LEE'S Lice Killer

to rid them of vermin; also Lee's Germozone to keep them in healthy condition and prevent disease

Phone 6 Ramsey Drug Co.

....Don't Overlook Good Things....



The man who invented the hinged collar button and got rich by it, saw a good thing that had been within six inches of millions of men's eyes for fifty years.

A young chap came into the store Saturday—wanted to know the minute he got inside whether we had such and such a suit that was in the window on Monday. No it was sold—"I knew it" he said "A friend of mine has it on."

"I've admired that suit in the window town or three times but I'll be gig-geree if I thought it could be bought for the price he told me he paid. Got any like it? Why don't you put prices on them in the window?"

"Who made the Suit anyway?"

Its a Schloss Bros. & Co. Suit

One of the line of "The Clothes Beautiful." Well let's see some of them—they've certainly some class to them."

Fifteen Dollars Up

You can tell them by the

Schloss Bros. & Co. Label

on the coat collar. Also the custom made look.

SHAWNEE WANTS CAPITOL AS DOES OKLAHOMA CITY

Chamber of Commerce Canvasses State Capital Removal proposition and Tentatively Agrees on Campaign Plan.—Proposes to Make It Interesting.

Shawnee, Okla., April 6—Following a special call by President Ruby, the directors of the Shawnee Chamber of commerce had an interesting and well attended session last night in the office of the secretary. The Oklahoma City state capital location scheme was thoroughly gone into and a tentative plan of campaign agreed upon. Committees were provided for and vigorous action will result. The utmost unanimity of purpose and opinion was expressed and the people of Shawnee, of Pottawatomie county, and the taxpayers throughout the state can feel assured that the chief commercial organization of this virile and enterprising city is prepared to meet these new issues that have been thrust upon the city with characteristic energy and decision.

The fight is not of Shawnee's choosing; it has been thrust upon the city without being sought and at a time when every effort and resource of Shawnee's city builders is enlisted in the great work of material development that has been so auspiciously begun with the packing house location. But Shawnee always rises to the occasion and in the event that the election as called for June 11 comes off as advertised, Shawnee will have to be reckoned with every minute of the campaign.

BRYAN WILL SART A PROHIBITION PAPER San Juan, P. R., April 6—William J. Bryan, who is touring this land, Wednesday declared he would start a prohibition paper upon his return to the United States. He also declared he would not be a candidate for the senate. Mr. Bryan sails for New York April 13.

List your real estate with the Weaver Agency.

Gwin & Mays Co., Have It

We belong to an organization of 2000 DRUG STORES which have NATIONAL CIGAR STANDS and buy their CIGARS TOGETHER. This explains our NATIONAL VALUES; this is the reason why we have such magnificent cigar business

Buy It, Try It, Gwin & Mays Co., Say So

Gwin & Mays Co.

The Ada Druggists
The Rexall Store

C. R. Drummond, Clothier For Men

Evening Edition, except Sunday
Weekly Publication, Thursday.
OFFICE Weaver-Masonic Block,
12th and Broadway.
Ole B. Weaver, Editor and Owner.
J. M. Watkins, Business Manager.
Weekly, the year\$1.00
Daily, the week40
Daily, the year 4.00
Daily delivered in city by carrier
every evening except Sunday
The Weekly will be sent to respon-
sible subscribers until ordered dis-
continued and all arrears are paid
Entered as Second Class matter,
March 26, 1904, at the Postoffice at
Ada, Okla., under the Act of Con-
gress of March 3, 1879.

UNION LABEL
DEMOCRATIC POLI-
TICAL ANNOUNCEMENTS
The following are the names of
candidates for public office subject to
the action of the Democratic pri-
maries occurring August 2nd
The Democratic public is assured
that the names appearing below rep-
resent Democrats, who are regardless
of the proper support of the Demo-
cratic press and respectful toward
the wishes of the people who desire
to become well acquainted with the
name and reputation of the man for
whom they vote

- For Governor
LOUE CRUCE
- For Attorney General
CLINT GRAHAM
- For Judge Criminal Court of Appeals
HENRY M. FURMAN
- For State Corporation Commissioner
GEO. A. HENSHAW
- For District Judge 7th District, Two
Elect.
TOM D. MCKEOWN
A. T. WEST
ROBT. M. RAINEY
- For State Senator 33rd District
REUBEN M. RODDIE
- For County Judge
CONWAY O. BARTON
A. M. CROXTON
EDGAR S. RATLIFF
- For Sheriff
SAM MCCLURE
GEO. THOMPSON
LEM MITCHELL
- For County Clerk
W. S. KERR
- For District Clerk
W. T. COX
- For County Treasurer
J. K. SCROGGINS
J. W. WESTBROOK
R. H. (Rit) ERWIN
- For Register of Deeds
WILMER B. JONES
CROCKETT C. HARGIS
- For Superintendent Public Schools
PROF. T. F. PIERCE
- For County Weigher
JOHN WARD
SHERWOOD HILL
- For County Commissioner West Dist.
CHAS. W. FLOYD
- Justice of the Peace Ada Precinct
HENRY J. BROWN
- For Constable, Ada Precinct
E. L. BUNCH

JUDGES MCKEOWN, WEST AND RAINEY ANNOUNCE

EACH WANTS TO BE ONE OF THE
TWO DISTRICT JUDGES FROM
THE 7TH JUDICIAL DIS-
TRICT.

The public will note the appear-
ance in this issue of the announce-
ments of the candidacies of Judges
Tom D. McKeown, A. T. West and
Robt. M. Rainey for the two posi-
tions of District Judge from the 7th
Judicial District of Oklahoma.
Judge West residing at Coalgate
and Judge Rainey, residing at Atoka,
being the two present incumbents of
the office, the former by the election
of the people, the latter by the ap-
pointment of the governor, are al-
ready well known personally and of-
ficially to the citizens of this county
and district.
Hon. Tom D. McKeown who wants

to defeat one of the two present in-
cumbents, having been a prominent
citizen of the city of Ada and Pon-
totoke county for several years and
an attorney of wide practice among
substantial clientele is also well
known to the constituency of the
News press publications.
Further personal and political refer-
ences will be published concerning
each of the careers of these Demo-
cratic candidates for judicial honors
in subsequent issues of the Daily and
Weekly News

GAYNOR'S LOGICAL PRESIDENTIAL CANDIDATE

JOE BAILEY SO DECLARES IF
NEW YORK MAYOR SUCCEEDS
HUGHES FOR GOVERNOR.

New York, April 6.—If the demo-
crats of New York state nominate and
elect Mayor Gaynor to succeed Gov.
Hughes, he will at once become the
logical candidate for the presidency
in 1912.

This statement was made tonight
by Joseph W. Bailey, United States
Senator from Texas, who spent the
day in New York on legal business.
Mayor Gaynor's administration Sena-
tor Bailey said is being commented
on favorably throughout the United
States. In his opinion Mayor Gaynor
and Gov. Judson Harmon of Ohio
are the two foremost figures in
democratic politics today.

Silent as at Culberson.
Senator Bailey made no mention
of his colleague, Senator Charles A.
Culberson, who frequently has been
mentioned in connection with the
democratic presidential nomination
in 1912. He expressed confidence that
the democrats will be successful in
the next National contest and that
the party would go into the cam-
paign entirely free from the handi-
cap of factional strife.

Roosevelt and Emperor.
If Mr. Roosevelt fails to give Em-
peror William a few pointers on how
to administer the affairs of the Ger-
man empire when he visits Berlin,
Senator Bailey said there will be
considerable disappointment among
the politicians in Washington.
Senator Bailey said he could see
no good reason why Mr. Roosevelt
should expect congress to pass a bill
which is now pending to give to the
erstwhile president the same frank-
ing privileges enjoyed by President
Taft and members of the United
States senate and House of Repre-
sentatives.

Old Costume Discarded.
Senator Bailey's short visit to New
York revealed the fact that he has
discarded his wide-brimmed felt hat,
white lawn tie and broad front white
shirt which for so many years he af-
fected. When Mr. Bailey first went
to Washington in 1891 he soon be-
came a conspicuous figure because
his attire never varied.
He now wears a black derby sack
coat and fancy necktie and looks
more the part of a prosperous mer-
chant or banker than he does the
Southern politician or statesman. He
even wears a silk hat occasionally.

HAIR MATTRESS IS CAUSE OF SIX DEATHS

ARSENIC FOUND IN IT ESTAB-
LISHES INNOCENCE OF GIRL
HELD ON MURDER
CHARGE.

Boston, April 5.—For nights and
days I prayed to God to show my
innocence to the world. I never lost
hope. I believed that justice would
eventually be done me but at times
this long wait almost crazed me. But
God worked in His own time and I
am now free. And it is so much
better to be out in the blessed sun-
shine than behind the cruel bars of
iron.

Sobbing and hysterically happy in
her recovered freedom, Mary Kell-
her who for 18 months sat in the
shadow of the electric chair as the
result of a chain of circumstantial
evidence which seemed to prove her
guilty of the murder of six mem-
bers of her family, thus voiced her
thankfulness that her innocence had
at last been established. She gave
all of the credit for her escape from
from death to her attorney, Hugh
Bancroft who demonstrated to the
satisfaction of the district attorney
and the court that the woman was
a victim of fate.

The girl had been accused of giv-
ing arsenic to members of her fam-
ily. Bancroft did not believe the
charge. He hired a toxicologist and
the two eventually discovered that
most of those who died had been
cared for in a small dark bedroom
neatly furnished. After examin-
ing the room, the expert voiced a
suspicion that a cheap hair mattress
was really responsible for the deaths.
A portion of the hair was examined
and it was found to be charged with
enough arsenic to kill an army. The
authorities were notified. At first they
were skeptical, but investigation
proved that the girl was innocent
and then tardy justice was done her.

SHALL ADA HAVE A CHAUTAUQUA?

There has been considerable talk
about a Chautauqua for our city this
summer during the session of the
summer normal. The time has come
now to decide whether or not we will
have it. A meeting of the Commer-
cial Club is to be held to night to dis-
cuss the matter. There should not be
a moment's hesitation before reach-
ing the decision. We must have it.
The interests of the Normal school
demand it. The interests of the en-
tire city require it. The meeting to-
night in the Commercial Club rooms
is not for the purpose of raising
money and there will be no soliciting.
The purpose is to have the matter
discussed so the citizens will know
what is proposed that they may more
fully appreciate the value of the pro-
posed Chautauqua to the city and to
the Normal school. When our citi-
zens have considered the matter they
are sure to give the movement en-
thusiastic endorsement. It means to
bring to our city the very best lec-
turers and entertainers for a week
during the month of June and pro-
vide for our people such entertain-
ment as they often spend much mon-
ey to secure in other places. It
means a week of pleasure, recreation
and profitable study. It means an op-
portunity at a very small price, of
hearing the very best musicians,
readers, humorists, magicians, and
lecturers that the country affords. It
has an educational value for the
children and young people that noth-
ing else offers. It has an inestimable
value to the homes of the city where
culture and refinement are appre-
ciated. It offers uplifting and inspiring
entertainment to all who are seek-
ing pleasure. It affords for the work-
ers in the offices and in the homes
and in the fields and in the various
industrial institutions recreation and
pleasure.

From the standpoint of our inter-
est in the state normal the proposed
Chautauqua seems to be a necessity.
Let every citizen be present tonight
to hear and to be heard. We have
the Normal, we have secured the ap-
propriation we have an unexcelled
facility, and now we will help by
putting on the best Chautauqua of
the state.

THE BASEBALL GAME.

Faculty and Students Cross Bats for
Honors—Good Attendance.

O the band is playing somewhere
And somewhere people shout,
But there is no joy in the faculty,
For Prof. Matthews, he struck out!
Were you at the game yesterday?
If not you should have been. It was
by far the most exciting athletic con-
test that ever took place in Ada,
when awkward professors, aided by
dignified (?) seniors attempted to
wallop mere kiddified under-class-
men in a game of baseball. The
Profs steeped in the lore of learning
and wearing an air of wisdom
unspeakable hidden beneath their
classic brows forgot for a short time
their dusty ology books and aspired
to be Caseys, Ty Cobbs and Hans
Wagners all in one fell swoop—and
they did in a manner that would have
made the aforesaid stars of the base-
ball world blush in shame.

It was a time when the under-
classmen met the Profs on an equal
footing and the kiddified freshmen
had a chance to get even for the
flunk he drew last term or the grills
he had gone through during the past
few days. And he used the chance
modestly, thanks to the good playing
of the faculty.

Prof. Matthews was easily the star
of the game for his heavy hitting
and base running, also he was con-
spicuous in that he was very quiet.
His sprinting made many of the root-
ers believe that in ages past he used
to tear the cinder path at the rate
of 10 seconds per hundred yards for
the glory of his alma mater. Profs.
Sears, Little and Brooks are all ex-
perienced players and Prof. Perkins
electrified the crowd once when he
obtained the ball in the left field and
gracefully tried to beat the runner
to home base, played creditably for
"has been." What Prof. Pentem
lacked in ability and suppleness he
made up enthusiasm. "The 'adds"
were mediocre.

President Briles occupied the
mound behind the pitcher and in the
language of the small boy, he was
"His honor, the ump."
This was a benefit baseball game
and a nice little sum was realized
which will go toward settling the
debt against the Athletic association
made last fall in buying the para-
phernalia of the football team.

Ice Cream That is Pure.

The Purety Ice Cream Co. are now
doing business and are at your ser-
vice. Quality and price guaranteed.
Phone No. 223. R. L. MCGUIRE, Jr.

CALLED PURIFIER AND FIGHTING PHILOSOPHER

MAYOR OF ROME PAYS FINE TRI-
BUTE—VATICAN INCIDENT IG-
NORED—GREAT ENTERTAIN-
MENT ACCORDED.

Beware of the Man Who Does Not
Translate His Words Into Deeds.
Roosevelt in Rome.

Rome, April 6.—The series of
events connected with the cancella-
tion of Mr. Roosevelt's audience with
the pope and later his repudiation
of the denunciatory statement issued
by Pastor Tippi, of the Methodist
church of Rome added interest to the
dinner given in Mr. Roosevelt's hon-
or Wednesday night in the great
hall of the historic Capitoline pal-
ace by the municipal authorities. No
reference, however, either directly or
indirectly, was made to this sub-
ject.

The guests included Premier Luz-
zati, Signor Ferrera, under-secretary
of the foreign office, Signor Ferrarri
grand master of the Free Mason or-
der, and Ambassador Leishmann.
Mayor Nathan, in proposing the
health of the ex-president, referred to
him as "one whose character and
work had an effect upon the civil
progress of humanity."

After mentioning Washington and
Lincoln, as respectively the founder
and consolidator of the republic, he
characterized Mr. Roosevelt as a
"purifier," saying he had hunted
fiercer beasts than during his recent
trip to Africa.

"Men of his caliber," said the may-
or, "are beyond the limits of the
country. They belong by right to civ-
lization."

"The Fighting Philosopher."
He concluded with an apostrophe
to Mr. Roosevelt as the "fighting
philosopher," who is preaching the
word of purity goodness and duty
to his people and he compared the
ex-president to Marcus Aurelius.

Mr. Roosevelt, in replying, declared
as a civilized man could come to Rome
without feeling that he was visit-
ing civilization. After expressing
deep appreciation for the hospital-
ity extended to him here, he spoke
of political life which, he said was
not so much a matter of genius as
of the practical application of the
very ordinary qualities of courage,
honesty and common sense and the
rarest of these he added is common
sense.

"Beware of the man who does not
translate his words into deeds," said
the ex-president. He announced he
was an optimist with regard to the
future.

Twice Italy was head of the
world," he continued, first in the
days of her glory when "Marcus
Aurelius was emperor, and second
during the marvelous reproduction of
the life of Greece in the communes
of Amalfi, Pisa, Florence and Genoa.
And now in the last sixty years
since the battle of Novara, we have
seen the wonderful growth which has
made Italy what she is and what
she will be.

Tribute to Italy.
"When the pessimists say that civ-
lization is worn out we can turn to
Italy whence the entire occident de-
rives its civilization and where we
don't know whether to admire more
the past or what is being prepared
for the future.

"In all civilized countries it has
been necessary to preserve some bar-
baric virtues above all, military
strength to oppose any attempt at
oppression. Countries must be strong
in order to be good and to help the
weak against the overbearing."

The ex-president and Mrs. Roose-
velt left for Spezia at 11:45 Wednes-
day night. Among those who bade
them farewell at the station were

many persons, many of whom were
in the royal household, who repre-
sented the King, Mayor Nathan and
other civic authorities, and Ambassa-
dor Leishman. Several hundred per-
sons gathered around the train and
took part in an enthusiastic demon-
stration. The distinguished American
was warmly cheered and there were
many cries of "Long live Roosevelt."
Church Incident Passing.
Col. Roosevelt was obliged to come
out on the platform of the special
car, which had been put at his dis-
posal by the government, and ex-
press his thanks to the people of
Rome for their generous and unfor-
gettable hospitality, which called
forth a new ovation that continued
as the train moved away.

Among Mr. Roosevelt's telegrams
today were two from well-known
Catholic publishers, declaring that
Catholic opinion in America endor-
sed his position. Mr. Roosevelt also
received visitors and letters from the
Methodist organization in Rome dis-
avowing sympathy with the violent
utterances contained today in the
Rev. B. M. Tippi's recent statement.

The Vatican today made further
representations regarding the can-
cellation of the audience, but they
contained no new points. The Vat-
ican insisted especially that Car-
dinal Merry del Val's sole purpose
was to avoid, if possible, a repeti-
tion of the Fairbanks incident in the
belief that he could have been justly
criticized if a repetition of this had
occurred and no previous warning
had been issued.

LATTER DAY SAINTS ARE HOLDING A CONVENTION

Kansas City, April 6.—Delegates
representing 100,000 worshippers met
at Independence, Mo., Wednesday
when the annual conference of the
re-organized church of Latter Day
Saints was called to order by Joseph
Smith, the president of the church.
Added interest attaches to the con-
ference this year, as it marks the
fiftieth anniversary of the presidency
of Joseph Smith. He is the son of
Joseph Smith, the first president of
the church.

W. G. Broadfoot Here.

Mr. W. G. Broadfoot formerly prom-
inent in Ada, now substantial busi-
ness citizen of Fort Worth, with lit-
tle son, Edwin accompanying is vis-
iting and looking after his substantial
property interests in the city.

**THE
Ada National Bank**

From the day of its opening,
July 23, 1900, down to the pres-
ent time the business of this
Bank has gone forward with-
out interruption.

Has accommodated more farm-
ers than any Bank in the
county.

Has assisted more local en-
terprises than any other Bank
in the City.

If you have unfinished busi-
ness with this Bank for 1909
attend to it at once.

Ada National Bank

Good Bread at Good Bakery

We have just purchased the CITY BAKERY, and are prepared to
make you our permanent customers. Give us a trial.

Knott Bros. City Bakery

Real Estate

Is It of Interest to YOU?

Would you consider an investment paying 10 per cent net with a
splendid opportunity for enhancement?

Or perhaps you are a homeseeker, and it is a modest little cottage
on reasonable terms, a substantial homestead or building site. If so,
CALL TO SEE US.

The Clark Realty Co.

Office M. & P. Bank Phone 133

LEADING PROFESSIONAL MEN

<p>Zeb B. Sanders R. M. Roddie SANDERS AND RODDIE ATTORNEYS-AT-LAW Offices First National Bank Bldg. Phone No. 300 DR. E. GREGG CHIROPRACTOR Over Ada National Bank Consultation Free Jno P. Crawford Jas W Bolen CRAWFORD & BOLEN Lawyers At the front over Oklahoma State Bank, Ada, Okla. J. E. Webb C. H. Banks WEBB & ENNIS Lawyers Office of City Attorney at City Hall DR. J. E. BUNYAN PHYSICIAN AND SURGEON Office in Rollow Bldg Phone 195 Residence Phone 34. LIGON & KING, Physicians and Surgeons. Office in First National Bank Bldg. GRANGER & GRANGER DENTISTS. Phone No. 312. Residence, Phone No. 253. Rooms 1 and 2, First Nat'l Building HOME ABSTRACT AND REAL ESTATE COMPANY. General Abstract, Loan and Real Estate business. Fire and Tornado Insurance Southern Surety Company of Oklahoma Office in rear of First National bank. C. A. Galbraith Tom D McKeown GALBRAITH & McKEOWN LAWYERS. Over Citizens National Bank, Ada, Ok. Drs. FAUST & HAERTMAN General Practice and Surgery Phone 80 and 81 Conn Building over Surprise St r DR. W. J. VINETTE DENTIST Henley & Biles Bldg. DR. J. M. VADEN General Practice and Surgery. Office Phone 75 Residence 75. Office in Duncan Building DR. W. H. ENLOE DENTIST Office Duncan Building Phone 73. DR. W. M. OWEN OSTEOPATH Reed Douglas Bldg. near Postoffice. Consultation Free J. R. CRAIG PHYSICIAN AND SURGEON Over Ada National Bank, Phone Nos Office 59, Res 261</p>	<p style="text-align: center;">Oklahoma Central Railway</p> <p>ASA E. RAMSEY, Receiver TIME TABLE NO. 12 Effective August 8, 1909</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">West Bound</th> <th colspan="2">East Bound</th> </tr> <tr> <th>Daily</th> <th>No.</th> <th>Daily</th> <th>No.</th> </tr> </thead> <tbody> <tr> <td>8:30</td> <td>A.M.</td> <td>5:30</td> <td>P.M.</td> </tr> <tr> <td>8:55</td> <td></td> <td>5:05</td> <td></td> </tr> <tr> <td>9:17</td> <td></td> <td>4:44</td> <td></td> </tr> <tr> <td>9:37</td> <td></td> <td>4:24</td> <td></td> </tr> <tr> <td>9:47</td> <td></td> <td>4:14</td> <td></td> </tr> <tr> <td>10:02</td> <td></td> <td>4:00</td> <td></td> </tr> <tr> <td>10:25</td> <td></td> <td>3:40</td> <td></td> </tr> <tr> <td>10:40</td> <td></td> <td>3:20</td> <td></td> </tr> <tr> <td>10:55</td> <td></td> <td>3:10</td> <td></td> </tr> <tr> <td>11:13</td> <td></td> <td>2:54</td> <td></td> </tr> <tr> <td>11:38</td> <td></td> <td>2:35</td> <td></td> </tr> <tr> <td>12:00</td> <td></td> <td>2:10</td> <td></td> </tr> <tr> <td>12:15</td> <td></td> <td>1:55</td> <td></td> </tr> <tr> <td>12:40</td> <td></td> <td>1:40 P.M.</td> <td></td> </tr> <tr> <td>1:05</td> <td></td> <td>1:05 P.M.</td> <td></td> </tr> <tr> <td>1:17</td> <td></td> <td>12:51 P.M.</td> <td></td> </tr> <tr> <td>1:27</td> <td></td> <td>12:40 P.M.</td> <td></td> </tr> <tr> <td>1:57</td> <td></td> <td>12:10 P.M.</td> <td></td> </tr> <tr> <td>2:18</td> <td></td> <td>11:45</td> <td></td> </tr> <tr> <td>2:33</td> <td></td> <td>11:30</td> <td></td> </tr> <tr> <td>2:45</td> <td></td> <td>11:18</td> <td></td> </tr> <tr> <td>2:55</td> <td></td> <td>11:10</td> <td></td> </tr> <tr> <td>A.M.</td> <td></td> <td>A.M.</td> <td></td> </tr> </tbody> </table> <p style="text-align: center;">B. M. HALL, Traffic Manager Parcell, Oklahoma</p>	West Bound		East Bound		Daily	No.	Daily	No.	8:30	A.M.	5:30	P.M.	8:55		5:05		9:17		4:44		9:37		4:24		9:47		4:14		10:02		4:00		10:25		3:40		10:40		3:20		10:55		3:10		11:13		2:54		11:38		2:35		12:00		2:10		12:15		1:55		12:40		1:40 P.M.		1:05		1:05 P.M.		1:17		12:51 P.M.		1:27		12:40 P.M.		1:57		12:10 P.M.		2:18		11:45		2:33		11:30		2:45		11:18		2:55		11:10		A.M.		A.M.	
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Farmers State Bank

YOUR BANKING BUSINESS
with us will receive our most
careful attention.

F. O. HARRISS, Cashier.

CITY NEWS IN BRIEF

Smith Sells Furniture.

Gwin & Mays have it.

Walter Goynes is in Stonewall.

J. W. Vaden is here from Roff.

C. J. Warren went to Francis.

J. F. McKee left today for Sall-

Stall, the photographer, phone 176.

Miss Shanafelt returned to Atoka

today.

J. B. Ingram went to McAlester

today.

Judge Leslie Maxey went to Holden

village.

saw to attend the sick bed of his

father.

J. E. Smith is transacting business

in Roff.

U. G. Winn returned today from

Guthrie.

Mrs. Robert C. Roland is reported

quite ill.

Mrs. Mattie Cloyd returned from

Guthrie.

Try Crystal nuts, the new candy

at Ramsey's.

J. W. Beard returned today from

Oklahoma City.

R. R. Brown returned to his home

in Stonewall today.

Try our ice cream cones. 5c each.

Ramsey Drug Co.

L. C. Cullison of Shawnee, with the

morning Herald, is in Ada today.

Prescriptions Properly Prepared.

The G. M. C. Way. 10t

Mr. and Mrs. C. S. Aldrich are

in their new and attractive home in

Sunrise.

Henry Lindsey left today for Ho-

mer, Oklahoma, where he will visit

his sister.

Mrs. Ward returned to Stonewall

after a brief visit with her sister,

Mrs. U. G. Winn.

Geo. L. Kice came in from the north

this morning from an Oklahoma

land cement sale tour.

C. C. Watkins and wife leave today

for Kemp, Texas, their future home.

The News will follow them.

Douglas Lassater went to Sherman

today to attend a meeting of the

stockholders of the Ada Compress

Co.

Dr. Hartman's horse with buggy

coming after, deliberately walked into

a main street feed store this after-

noon. Such action very distinctly re-

flects on the said Doctor's home feed

supply.

Drink Ada Mineral Water for your

health, the only water to contain

medicinal properties, and taste good.

Delivered daily all over the city,

and served at all first class soda

fountains. 3td

The Echert Musical Family, one of

the finest attractions on the road will

be at the Pastime all next week. This

superb orchestra consists of Italian

Harp two violins and Piano and are

praised by all who hear them. The

young lady violinist alone is worth

price of admission.

Circle Messenger Service

Phone 111

Packages, Messages, Errands

1c per block one way, with a

minimum of 5c.

If you need a wagon for

hauling, moving, etc., we'll get

it—our service FREE for this.

If you want clothing cleaned

or pressed will call for and de-

liver free. Call 111.

Mrs. Whitmore is improving rapidly
from a severe illness.

Mrs. C. B. Busby is down from
Francis today trading.

Mrs. J. B. Ireland, of Wilmington,
visited friends in Ada today.

Mrs. Rosa M. Nicholson, of Okla-
homa City, is a business visitor to
our city today.

Don't miss hearing the Normal
Quartette at the Pastime Friday.
Splendid singing with unequalled pic-
tures.

Rev. Father Leo wishes to an-
nounce that he will hold mass at
Eagles Hall Sunday morning at 9
o'clock.

Mrs. W. S. Aker, who has been visit-
ing her parents, Dr. and Mrs. F. Z.
Holley, returned to her home at Ok-
lahoma City.

The Normal Quartette will be the
attraction at the Pastime Friday. All
lovers of music will want to hear
these singers.

THE ADA NORMAL MUSICIANS LED BY PIANO DIRECTOR, MISS CASE, WILL PERFORM FRIDAY EVENING.

The following is the program for
the second students' recital to be given
in the auditorium of the school
building Friday (tomorrow) evening,
April 8th.

This musical to be given by Miss
Case and her musicians of the Nor-
mal faculty and students promises to
be exceptionally strong and at-
tractive and the auditorium should be
packed.

There will be no admission charg-

Program.
Orchestra.....Love's Consolation
Piano-Flute Player.....Wolfe
Miss Ruth Smootz
Reading-A Yankee in Love.....
Beulah Smootz
Cornet Solo.....On Guard
Miss Murray Lucas
(Orchestra accompaniment)
Piano-Polish National Dance.....
Wunaski
Miss Ruth Smootz
Vocal-At Parting.....Rogers
Miss Moss Wingo
Orchestra-Bride Elect.....Sousa
Reading-The Run Away Boy.....
W. Riley
Beulah Smootz
Piano-Rustle of Spring.....Sinding
Miss Ruth Smootz
Vocal.....Inez Cameron
Piano-The Palms.....Leybach

CENSUS SCHOOL OF INSTRUCTION Those Who Are to Count Us Meet in Ada Today.

C. A. Wilson of McAlester, special
agent for the census department,
came in today and met the Pontotoc
county enumerators this afternoon
and instructed them in their work
which will begin the 15th inst. There
are seventeen for this county and
they are:

Byron Norrell, Ada; John D. Mc-
Coy, Ada; Mrs. Dwyer N. Hudson,
Allen; Jake T. Arnold, Allen; Wil-
liam C. Cummings, Ada; A. R. Sugg,
Ada; Alex D. Tanner, Ada; Mrs.
Josephine T. Bullock, Roff; John B.
Pinnell, Roff; Freeman R. Spann,
Roff; Wm. L. Harris, Francis; John
R. Cox, Francis; Jos. T. Fleming,
Lawrence; Columbus J. Moore, Roff;
Adrain H. Ward, Stonewall; Henry
D. Rives, Stonewall; Louis J. D.
Young, Ada.

Mass Meeting Called.

It is considered by the state nor-
mal faculty and thoughtful citizens
throughout the city as being highly
desirable to secure for Ada this sum-
mer a strong chautauqua course,
therefore, being requested, a mass
meeting of ladies and gentlemen to
be held under the auspices of the
25,000 Club is called to meet at the
club rooms this evening at 8 o'clock
for the purpose of discussing chautau-
qua proposal and to take action in
the premises.

BYRON NORRELL,
Sec'y. 25,000 Club.
OTIS WEAVER, Acting President.

EDMUND LOANS. See Carlton Weaver.

OPINION REVERSING FAMOUS DAN SCRIBNER CASE, CONVICTED TO HANG

Juror McKinney Had Formed Too Definite Opinion of the Guilt or Innocence of Defendant to Constitute Him Proper Juror.

For the refusal of the court to
sustain the challenge made to the
jurors who testified on their voir
dire that they had formed such an
opinion as to the guilt of the defend-
ant as would require evidence to re-
move, the judgment of the lower court
must be reversed.

FURMAN, Presiding Judge, con-
curring:

The record shows that John Mc-
Kinney sat as a juror in this case
and that upon his examination as
such juror, among other things, he
said from what he had heard he had
an opinion as to the guilt of the de-
fendant and that he did not believe
that he could give the defendant the
same fair and impartial trial as if
he had not heard anything about the
case. The juror was then asked,
"In your present frame of mind from
what you have heard you could con-
vict the defendant on less evidence
than if you had not heard anything?"
Objection being made, the juror was
not permitted to answer this ques-
tion.

In answer to questions asked by
the county attorney, the juror stated
that he had never talked to a wit-
ness in the case; that his opinion was
based upon rumor, and that if taken
upon the jury, he could and would
give the defendant a fair and impar-
tial trial notwithstanding this opin-
ion and would be governed alone in
making up his verdict by the testi-
mony of the witnesses on the stand
and the charge of the court. There-
upon the court overruled the chal-
lenge of the defendant and the juror
was sworn in to the cause over the
protest and exception of the defend-
ant.

When the juror states that he had
an opinion as to the guilt of a defend-
ant, he is not made competent to sit
in the case merely because he may
state that he can and will lay this
opinion aside, if taken on the jury,
and give the defendant a fair and
impartial trial and be governed alone
in making up his verdict by the tes-
timony of the witnesses and the
charge of the court. The juror is
not the judge of his own competency,
of his own impartiality, and of his
own freedom from prejudice. No
statute can clothe him with such ju-
dicial discretion and power. The
competency of the juror is left to the
discretion of the court, and the pre-
siding judge is not bound by the an-
swers of the juror. It is the judge
and not the juror who is charged
with the duty of passing upon the
competency of the juror, and in the
discharge of this duty, the judge may
have recourse to any means of in-
formation within his power. In fact
he should carefully investigate every
source which would be calculated to
throw any light upon the competency
of a juror, and if the judge is not en-
tirely satisfied of the competency of
the juror, he should be excused.

In Johnson vs. State, 1 Okla. Crim.
Rep., p. 348, this court said:
"The question of the competency
of jurors is addressed to the sound
discretion of the trial court, and, in
the absence of an abuse of that dis-
cretion, it is not subject to review.
In other words, while the trial court
must be clearly satisfied that a juror
is fair and impartial before permit-
ting him to sit in a criminal case,
yet upon appeal to this court, it must
be clearly shown that the trial court
abused its discretion before this court
will review its rulings in this re-
spect."

We think it clear that the trial
court erred in two particulars in
passing upon the competency of the
juror McKinney. First, this juror
frankly stated that on account of
what he had heard he did not think
that he could give the defendant the
same fair and impartial trial as if
he had not heard anything. This was
stating, in effect, that the juror be-
lieved that the opinion which he
then entertained would influence his
action in finding a verdict; that it
might combat the evidence of the
witnesses and resist its force. It is
the nature of the opinion and not the
source from which it is derived that
we are considering. We do not
claim that any impression which a
juror may have to the guilt of a
defendant, will necessarily disqualify
the juror. But we do say that when
the juror is shown to have an opin-
ion as to the guilt of the defendant,
it matters not from what source it
comes, then the burden is on the
State to show that this opinion is
such that it does not affect the fair-

ness and impartiality of the juror.
This is the letter and the spirit of
our statute.

Section 5475 of Wilson's Oklahoma
Statutes is as follows:

"In a challenge for implied bias,
one or more of the causes stated in
the second preceding section must be
alleged. In a challenge for actual
bias, the cause stated in the sec-
ond subdivision of the third preceding
section, must be alleged, but no per-
son shall be disqualified as a juror
by reason of having formed or ex-
pressed an opinion upon the matter
or cause to be submitted to such jury
founded upon rumor, statements in
public journals, or common notoriety,
provided it appears to the court
upon his declaration, under oath or
otherwise, that he can and will, not-
withstanding such opinion, act im-
partially and fairly upon the matters
to be submitted to him. The chal-
lenge may be oral, but must be en-
tered upon the minutes of the court."

So it is seen that according to the
statute it is the court and not the
juror who must be satisfied as to the
fairness and impartiality of the juror
and that the judge is not bound by
the answers of the juror, but may
inform himself "otherwise." But
even if this were not the statute, it is
the plain meaning and intent of our
Constitution and as such it is our
first duty to enforce it.

The juror McKinney, just after hav-
ing expressed the opinion that he did
not think that he could give the de-
fendant the same fair and impartial
trial that he could give him if he had
never heard anything about the case,
did, in answer to the question of the
county attorney, state that if taken
on the jury he could and would lay
this opinion aside and be governed as
a juror alone by the testimony of the
witnesses and the charge of the court.
This shows that the juror was him-
self uncertain as to his mental con-
dition and was varying as to what
his action would be if taken on the
jury, and of itself should have caused
the trial court to sustain the chal-
lenge for cause.

Second, counsel for the defendant
asked the juror this question: "In
your present frame of mind, with
what you have heard, you could con-
vict the defendant on less evidence
than if you had not heard anything?"
The court erred in not permitting
this question to be answered. While
it is true that the court would not be
bound by the answer of the juror,
yet, when it is disclosed that a juror
has an opinion, in all fairness the
court should permit the most search-
ing cross-examination of the juror
as to the origin, extent and proba-
ble effect of such opinion. This is
especially true in capital cases. The
graver the case and the more severe
the punishment liable to be inflicted,
the more cautious the court should be
in safeguarding all of the substantial
rights of the defendant. But it may
be said that the defendant is guilty
and that therefore it is immaterial
as to whether the law was complied
with. Such a statement as this is
the first step toward lynch law, and
if recognized by this court, would
wipe out and destroy every constitu-
tional right, and would establish a
precedent which, if followed, would re-
sult in arbitrary punishment in the
name of the law; a consummation dan-
gerous to liberty and innocence and
utterly inconsistent with the perpetu-
ity of our free institutions. We
heartily assent to the proposition that
when a defendant has been properly
indicted and fairly tried and the evi-
dence clearly shows that he is guilty,
then a conviction should not be set
aside on account of any mere matter
of form or any exception which did
not deprive the defendant of a sub-
stantial right. We have uniformly
recognized and adhered to this rule,
as our decisions will conclusively
show. But it is an utter misapprehen-
sion of the doctrine of harmless
error to suppose that when a defend-
ant has been deprived of a substan-
tial right the error was or could be
harmless. If this is correct, then
the doctrine itself would become a
mighty engine of wrong and oppres-
sion; in fact it would be the entering
wedge of anarchy, for it would result
in the destruction of all law and sub-
stitute in its place the arbitrary will
of the judges and jurors.

Section 5618 of Wilson's Oklahoma
Statutes, is as follows:
"On an appeal the court must give
judgment without regard to technical
errors or defects, or to exceptions

4 per cent your deposits guaranteed

Be An Investor

SAVINGS Checks are the ideal investment for
your savings. They are certificates of deposit,
issued in denominations like money. When you de-
posit, ask for "Savings Checks" if you want

4 Per Cent On Your Money

You can have, by use of Savings Checks, all the
advantages of cash on hand, and yet know your money
is safe in a Guaranteed Bank in Oklahoma. Savings
Checks are good anywhere in the United States.
They are self identifying and will save you lots of
time and embarrassments in a strange place.
Safe as Government Bonds—pay double the interest.

Merchants & Planters State Bank

ADA - OKLAHOMA

which do not affect the substantial

rights of the parties.

This forbids this court from re-
versing a conviction upon any techni-
cally or exceptions which did not af-
fect the fact the substantial rights of
the defendant. This is the doctrine
of harmless error in a nutshell. The
converse of this statutory provision
is that we must reverse convictions
when the defendant has been deprived
of a substantial right.

The court instructed the jury as
follows:

"In connection with the evidence in
this case, you are instructed that a
conviction cannot be had upon the
testimony of an accomplice unless it
be corroborated by such other evi-
dence as tends to connect the de-
fendant with the commission of the
offense, and the corroboration is
not sufficient if it merely shows that
commission of the offense or the cir-
cumstances thereof; that is, in this
case, you cannot convict the defend-
ant, Dan Scribner, upon the uncor-
roborated testimony of the witness Ed
Johnson, for the reason that the evi-
dence shows him to be an accom-
plice. However, if you are satisfied
that the witness Ed Johnson speaks
the truth in some material parts of
his testimony in which you see him
corroborated, or confirmed by other
impeachable evidence, this may be
ground for your believing that he al-
so speaks the truth in other parts of
his testimony in which there may be
no confirmation, but this corrobora-
tion ought to be as to some fact
which tends to connect the de-
fendant with the commission of the
offense."

The vice of this instruction lies in
the fact that the court tells the jury
that the corroboration (of the accom-
plice) ought to be as to some fact
which tends to connect the defendant
with the commission of the offense.
The law prohibits a jury from con-
victing a defendant upon the testi-
mony of an accomplice, unless such
testimony is corroborated by other
testimony which tends to connect the
defendant with the offense committed.
The law is mandatory. This instruc-
tion is only advisory, and qualifies
and is contradictory of the first por-
tion of the instruction which cor-
rectly states the law. When this is
the case no one can tell upon what
portion of the instruction the jury
acted in finding their verdict. Such

instructions are universally con-

demned both upon principle and by

the authorities, without a single ex-

ception, so far as our investigations

have gone.

For the reason above given, I con-
cur in the opinion that the judgment
against the defendant should be re-
versed. While it is of great impor-
tance that every guilty man should
be speedily brought to justice and
punished for his crime, yet it is of
still greater importance that the citi-
zens of Oklahoma should know that
the courts of the state will secure
to each and every one of them, in
matters not how poor, friendless and
unpopular he may be, the full pro-
tection afforded by each substantial
privilege and right guaranteed to
them by the Constitution and laws
of the state. This court will dis-
charge its full duty in this respect,
without partiality, fear or favor, let
it please or displease whomsoever it
may.

The judgment against the defend-

ant is therefore reversed, and the cause

remanded with directions that a new

trial be granted the defendant.

DOYLE, Judge, concurring.

Something rare and cheap that I

cannot advertise. Come and talk to

us. Weaver Agency.

SICK? HURT?

WHY NOT

PROTECT YOUR INCOME?

7 CENTS A DAY

Will Insure Your Producing Hours

Continental Casualty Co., Chicago

H. G. B. ALEXANDER, President

The GREATEST Health and Acci-

dent Insurance Company

in the World

"Every Time the Clock Ticks

Every Working Hour

IT PAYS

A Dime To Somebody, Somewhere,

Who Is Sick or Hurt!"

MORE THAN \$1,000,000 A YEAR

ASK OUR AGENT

Ada Title & Trust Co.

Phone 78. Ada, Okla.

CALL AT
The New York Stand
FOR
Fancy Fruits and Candies
NICK DAVIS, PROP.

IS YOUR GIRL HARD ON HER Shoes?

Maybe it is the fault of the
shoe and maybe hers. Bring
her to us maybe we can solve
the problem. Let us give her
a proper fit and what we call
a lasting shoe--then see if
your shoe bill is not reduced.
"Make Us Your Shoer"

Chapman The Shoe Man

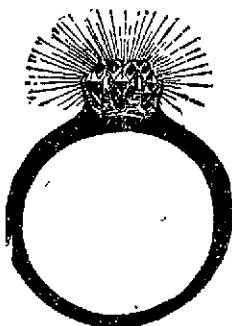
E. Main Ada, Okla.

FREE.

This Beautiful

\$150

Diamond
Ring



\$150

Diamond
Ring

In the Popular

...LADIES VOTING CONTEST...

at the

Desota Theatre

Commencing April 11 and Ending May 20

Rules and Regulations

1. This Popular Ladies' Voting Contest will be conducted fairly and honestly on business principles strictly, with justice and fairness to all concerned.
- Any lady in Ada, married or single, is eligible to enter this contest and the person receiving the largest number of votes, shall receive this beautiful \$150 Diamond Ring.
- VOTES—A ticket good for 10 votes, will be given with each and every 10 cent ticket.
- Each and every candidate nominated before Saturday night, will receive 500 votes free.
- No one connected with the show will be allowed to become a candidate in this contest, or work for a contestant.
- Results as to standing of candidates will be given every other night after the first week.
- If you have a friend whom you wish to enter this contest, leave their name at the Ticket Window THIS WEEK, so they will receive the 500 free votes.
- No nominations will be accepted after the first week of the contest.

This beautiful Ring will be on display in the window at Warren's Jewelry Store after tomorrow.



The Well Posted Individual

keeps in touch with us when he has any property he wishes to buy or sell. You will do well to do likewise. Let us know what you want or what you have to offer.

THE WEAVER AGENCY
Carlton Weaver, Representative

Saturday Evening
POST

Chisholm Barnett

and sub-agents solicit you to buy or subscribe for the Saturday Evening Post

WILL DELIVER EVERY THURSDAY MORNING.

Price \$1.50

A YEAR

5 cents a copy

On sale at Ramsey's Drug Store

Clean rags wanted at News office. Bargains in improved property. Weaver Agency.



NOW
that we have
caught your eye

We want to tell you about that new

Electric Iron

Just the thing for hot weather—no red hot stove on a red hot day—no walking, no lifting, easy to regulate. Try one

Ada Electric & Gas Company

Phone No. 87

South Broadway

BUREAU OF HEALTH IN LINE WITH PROGRESS

MEASURE URGED BY SENATOR OWEN RECALLS OPPOSITION TO AGRICULTURAL DEPARTMENT.

(Arthur Wallace Dunn.)
Washington, April 5.—"Owen is talking about a department of public health," remarked one republican senator in a rather sneering way, the day Senator Owen of Oklahoma was making a speech urging the establishment of a new department. The senator went on to indicate that this was one of the new propositions of the time which, if not absurd, scarcely needed consideration. Yet a department of health could do more for this country than almost any other department of the government.

Twenty-five years ago the same sneers were made in regard to the establishment of a department of agriculture, yet it is conceded that more people are benefited by that department than by any other. For a long time it was a hard fight to establish a department of commerce, yet that department is doing excellent work today. As to a public health bureau or department—it matters not what it may be called—there is every reason why the United States should have some sort of an organization which will work, not only to prevent the spread of contagious disease, but which will try to do something to cure diseases that are causing so much suffering in the country.

It may be true that the care of health is something that should be personal to every man, but, just as Senator Owen pointed out, the spread of contagious disease can not be prevented by individuals, and in the tenements and slums of great cities disease is bred and spread so that individuals can not take care of themselves. Nor can persons who are not responsible for such conditions prevent contagion from affecting them.

A department of public health, managed by competent men, could accomplish much for the country, and relieve a great deal of the suffering which now is so prevalent. Upon the health of the people depend their contentment and happiness, and it might not be so much out of place for a government to encourage the contentment and happiness of its people.

CARDINAL GIBBONS AT THE WHITE HOUSE

Confers With President, But Declares the Incident at Rome Was Only Casually Mentioned.

Washington, April 6.—Cardinal Gibbons called unexpectedly at the White House Wednesday, and it was said he had been sent for by President Taft. After a few minutes the cardinal emerged from the executive office and was accosted by a party of newspaper men. "My call," he said, "had nothing to do with the incident at Rome. The incident was casually mentioned. The president expressed his regret and I expressed mine. It was a matter of mutual regret. But I assure you, gentlemen, the mention of the incident was casual. Good day."

Can You Ask More?

We are so confident that we can furnish relief for indigestion and dyspepsia that we promise to supply the medicine free of all cost to every one who uses it according to directions who is not perfectly satisfied with the results. We exact no promises and put no one under any obligation whatever. Surely nothing could be fairer. We are located right here where you live, and our reputation should be sufficient assurance of the genuineness of our offer.

We want every one who is troubled with indigestion or dyspepsia in any form to come to our store and get a box of Rexall Dyspepsia Tablets. Take them home, and give them a reasonable trial, according to directions. They are very pleasant to take; they soothe the irritable stomach, strengthen and invigorate the digestive organs, promote a healthy and natural bowel action, almost immediately relieve nausea and stomach irritation, produce healthy digestion and assimilation, and promote nutrition. Three sizes, 25c, 50c and \$1.00. Remember you can obtain Rexall Remedies in Ada only at our store—The Rexall Store, The Gwin & Mays Drug Co., West Main St.

How Does This Strike You?

An elegant five room house on 100 feet, side walks, well, etc., on 14th near M. E. church. Naked lots worth \$1,200—\$1,600 takes it.

\$1,275—This sum takes 200 feet front near High school building on 15th street Four room house. Would rent for \$14.00. If you know a good thing when you see it you will take this.

WEAVER AGENCY.

IS IT POSSIBLE FOR WESTERN UNION

Directors State, Hereafter Less Dividends, Better Equipment and Service and Better Paid Employees.

New York, April 6.—Improvements and increased wages for employees rather than cuts for stockholders, is to be the official attitude of the Western Union Telegraph company. This resolution was adopted today at a meeting of the executive committee of the company in New York.

"This committee recommends to the board of directors that no increase in the present rate of dividends be made until the plant of the company wherever it may be found necessary, is placed in the highest possible condition, the working conditions of the employees improved and their salaries re-arranged, recognizing in this readjustment merit, proficiency and length of service, modified by location."

The above water is all right for drinking purposes as far as any chemical analysis is concerned. In fact it is a good sample in every respect, from my point of view. It may be off from the bacteriological point, but here the chances are that the water is perfectly pure. I would not hesitate to use this water in my own family. Certainly very decidedly preferable to average well and cistern water, where the cistern is not properly looked after.

The above statement is made freely and willingly and I have no PERSONAL interest in the water.
(Signed) GEO. L. HOLTER,
2nd State Chemist.
Analysis of Ada Artesian Mineral Water.

	Grains Per Gal.
Total Solids	25.15
Chlorin	.23
Nitrates	.0058
Nitrites	None
Free Ammonia	None
Albuminoid	.0035
	29.3893
Analysis of Solids.	
	Grains Per Gal.
Sodium chloride	.38
Sodium sulphate	23.200
Sodium carbonate	.74
Magnesium carbonate	1.880
Insoluble solids	3.1893
	29.3893

NIP IT IN THE BUD.

First Appearance of Dandruff a Forerunner of Future Baldness.

That such is the case has been conclusively proven by scientific research. Prof. Emma, the noted European skin specialist, declares that dandruff is the burrowed-up outcrop of the scalp, caused by parasites destroying the vitality in the hair bulb. The hair becomes lifeless, and, in time, falls out. This can be prevented.

Newbro's Herpicide kills this dandruff germ, and restores the hair to its natural softness and abundance.

Herpicide is now used by thousands of people—all satisfied that it is the most wonderful hair preparation on the market to-day.

Sold by leading druggists. Send 10c. in stamps for sample to The Herpicide Co., Detroit, Mich.

ONE DOLLAR BOTTLES GUARANTEED
Ramsey Drug Co., Special Agents.

The Unwritten-Law Hero.

Nowadays, we suppose, Othello would have reasoned it out about as follows: "The way my wife and that Cassio are carrying on humiliates me exceedingly. If my friends found it out they would secretly jeer at me, which my sense of honor could not endure. Therefore, I will take steps which insure that the newspapers all over the country shall publish columns and columns about the case, dragging out every little circumstance which can possibly reflect upon Mrs. Othello or myself. They will print her picture and mine and the children's across the front page. At every saloon and corner grocery of the land men will be haw-hawing with zest over intimate details that make her appear in the most shameful light—published on the same page with virtuous denunciations of some immoral play or novel."

"Thus my self-respect will be restored, my sense of honor made whole, and the jury will sympathetically acquit me as a chivalrous defender of the home which I have publicly dragged through the gutter and made a byword from coast to coast."

These reflections are applicable to all our delectable unwritten-law heroes. There are certain domestic misfortunes which persons of a retiring disposition would wish to have discussed as little as possible; while others—perhaps of a more chivalrous and sensitive nature—insist upon getting them on the front page under scare-heads.—Saturday Evening Post.

Pasture for Rent.

I have a fairly good pasture about 2 miles out of Ada with plenty of water to rent to right party. J. L. Barringer.

Some Rare Bargains.

- \$550—Four beautiful lots and two small houses on corner in North Ada. Rents for \$800.
- \$675—Pretty good house on corner 7th and Townsend. Rents for \$9.00. \$175 down, balance \$15.00 per month without interest.
- \$425—Two pretty lots on corner in Sunrise. In section where improvements and neighbors are desirable. Terms.
- \$550—Good home in North Ada. \$500 down.
- \$275—Two beauties in Daggs addition.
- \$650—Two beautiful lots on corner across from new home of Prof. Soars. First block north of Normal campus. Easy terms.
- \$1,000—Good business lot on 12th.
- \$1,150—Good business lot with small house on west Main. Bargain for some body with a good eye.

CONFIDENTIAL—We have 3 propositions that we are forbidden to advertise. The price is so low that it would indicate a gold brick game. Call and see us about these.

WEAVER AGENCY,
Carlton Weaver, Representative.

WANTS

Advertising under this head will be charged at following rates:

One insertion, per word.....1c

Addition insertion, per word....1-2c

WANTED.

BOARDERS WANTED—Will take a few boarders in private home. Mrs. R. L. Eaton, 13th and Stockton. 6t

LOST.

LOST—An Elk stick pin between Grand Leader and South school building. Finder please return to Grand Leader and get reward. d-2t

FOR SALE.

FOR SALE—Some household goods. Call at Henry Inman's 7th street in Sunrise. 4-1wk

FOR RENT.

FOR RENT—Four room house, corner 16th and Townsend. 7t

FOR RENT—Two furnished bedrooms. Mrs. M. T. Stephenson, E 12th. 4-3t

FOR RENT—Rooms for light house-keeping. Mrs. Banks, 14th and Broadway. 5-3t

REPORT OF THE CONDITION OF THE ADA NATIONAL BANK,

At Ada, in the State of Oklahoma, at the close of business, March 29, 1910

RESOURCES	
Loans and Discounts	\$128,219.58
Overdrafts, secured and unsecured	15,271.39
U. S. Bonds to secure circulation	12,500.00
Bonds, Securities, etc.	12,635.46
Banking house furniture and fixtures	10,525.00
Other real estate owned	4,841.28
Due from National Banks (not reserve agents)	3,558.81
Due from approved reserve agents	8,595.42
Cheques and other cash items	7,275.00
Exchanges for Clearing House	300.82
Notes of other National Banks	2,700.00
Fractional paper currency, nickels and cents	210.05
Lawful Money Reserve in Banks, viz:	
Specie	\$10,000.00
Legal-tender notes	2,500.00
Redemption fund with U. S. Treasurer (5 per cent of circulation)	265.00
Total	\$213,678.25
LIABILITIES.	
Capital stock paid in	\$50,000.00
Surplus fund	10,000.00
Undivided profits, less expenses and taxes paid	3,259.09
National bank notes outstanding	12,500.00
Due to other National Banks	2,160.84
Due to approved Reserve Agents	28,450.64
Individual deposits subject to check	89,257.54
Demand certificate of deposit	1,495.10
Time certificates of deposit	18,624.88
Cashier's checks outstanding	2,608.17
Total	\$213,678.25

State of Oklahoma, County of Pontotoc } ss
J. Frank Jones, cashier of the above-named bank, do solemnly swear that the above statement is true to the best of my knowledge and belief.

Subscribed and sworn to before me this 7th day of April, 1910

ROBERT E. BLANKS, Notary Public

Correct—Attest: M. C. COPELAND, J. F. McKEEL, Directors

MILD LIQUID CURES ECZEMA

Skin Sufferers! Drop Greasy Salves and Nasty Medicines.

That mild, soothing liquid, D. D. D. Prescription, stops the awful itch with the first drops. A prescription of acknowledged value.

Get a trial bottle at 25c. It will take away the itch right away and you will sleep soundly. We assure you personally of the merits of this remedy; for we KNOW G. M. Ramsey Drug Co., West Main street.

Prompt relief in all cases of throat and lung trouble if you use Chamberlain's Cough Remedy. Pleasant to take, soothing and healing in effect. Sold by all dealers.

Harris Pool Hall

Have made arrangements with F. R. RICE MECHANICAL CO., whereby they have the EXCLUSIVE SALE in Ada of the

"Universal and Starella Cigars"

their "Two" most popular brands. In order to introduce "STARELLA" we will for a short time sell 1 for 10c, 2 for 15c, and 4 for 25c.

Universal, "Union Made" 5c Straight

We also have "MECHANICAL and AGENT

We Want Your Work

of Horse Shoeing and Rubber Tiring; all kinds of Buggy and Wagon Work and Repairing. We have a Machine Shop in Connection, Lathe, Drill Press, Etc.

WE KNOW HOW

All we want is a chance to show you.

West 12th Street

Hughey & Rock

Hot and Cold Stuff

Manufacturers of Ice
Wholesale and Retail Dealers in Coal
Long Distance Phone 29

Ada Ice and Fuel Co.

We sell the best Fancy Lump Coal, and to insure clean coal to our customers, we load our wagons with forks. We have our own wagons which insure prompt service. OUR PRICES ARE RIGHT. CALL US UP.

Dendalworth Coffee

A 20-cent coffee with a 40-cent flavor.

It is a world beater. No coffee sold at the price can touch it. Try it and be convinced.

Shipped daily from our own coffee roaster at Denison, Texas

Waples-Platter Grocer Co.

Ada, Oklahoma

THE EVENING NEWS

DEVOTED TO MAKING ADA A LARGER AND MORE PROGRESSIVE CITY

VOLUME 7

ADA, OKLAHOMA, THURSDAY EVENING, APRIL 7, 1910

NUMBER 2

MONEY In The Bank

It's sort of a password to a man's reliability in the business world.

At the Oklahoma State Bank you have the advantage of a strong progressive bank whose policy is to give the same careful consideration to the smallest depositor as to the largest.

Along these lines, this bank is increasing its deposits every day. We should like to have yours.

Deposits Guaranteed

Oklahoma State Bank

ADA, OKLAHOMA W. D. HAYS, CASHIER.
SAFE DEPOSIT BOXES FOR RENT

Get a Little Sunshine in Your Home
and on Your Furniture and Be Happy

The Best Varnishes and Stain On The Market

Come and Let Us Show You
Don't Forget the Wall Paper

The Crescent Drug Store

Telephone 18

Dr. F. Z. Holley, Prop.

INDIANA CUT OUT OF TAFT'S ITINERY

HOOSIERS FAIL TO ENDORSE
TAFT MEASURE AND ENDORSE-
MENT OF INSURGENT BEVERAGE
CAUSE SO SAYS GOSSIP.

REGULARS SAY STATE LOST

Predict Democratic Success—Insur-
gents Adopt Platform as
Model.

Washington, April 6.—President Taft announced today that he would probably not visit Indianapolis on his trip through the Middle West next month. Coming after the news that the Republican convention of Indiana had declined to endorse the Payne-Aldrich tariff act and declared for the re-election of Senator Albert J. Beveridge, an "insurgent" who voted against it, this announcement created a great political sensation in Washington.

Take Indiana Platform as Model

The most important political news, here, however, is that the "insurgents" have bailed the Indiana platform as their model. They declare that in it lies the salvation of the Republican party and that it will be followed by every Republican State of the Middle West that has any "insurgent" leanings, meaning Ohio, Missouri, Iowa, Nebraska, Kansas, Minnesota, Wisconsin, Michigan and the Dakotas.

Regulars Defiant.

Defiance is in the attitude of the regulars. They assert that the Indiana platform is not Republican, because it fails to endorse the tariff act put on the statute books by the Republican party. They openly assert that Indiana is already lost to the Republicans next fall, and say they would hate to forecast the result if other Republican States should follow Indiana's example.

Chamber of Commerce Busy.

It was learned tonight that efforts are being made by members of the Chamber of Commerce of Indianapolis, before which Mr. Taft was to have delivered an address May 5, by a tentative arrangement, to have him change his mind. There is nothing, however, to indicate that they will be successful.



DESIGNED BY
SPERO, MICHAEL & SON
NEW YORK

We show the best selections and styles of

Spring Suits at \$12.50

The styles comprise every new model of the season and possesses character of the most Expensive Suits. You certainly can't get the same quality nor style outside of our store for less than \$15.00.

In buying from us you choose from the largest selections of Suits in Ada. Worsted, Flannels and Scotch Cheviots, Tweeds and Cassimeres and Blue Serges 2 or in 3-piece suits.

See the suits displayed **\$12.50**
in our window, choice

The smart, snappy shoes that makes a "hit" with every live fellow who sees them. Tans are "it" this season and we have them here in every conceivable style and shade. Prices at \$3.50, \$4.00, \$5.00 and \$6.00.

Agent For
The Hagan Shoes
Burt and Packard Patent
Guaranteed Not to Break

Agent For
W. L. Douglas Shoes
Carhart Overalls

The Home of Hart Schaffner & Marx Clothes
John B. Stetson Hats Manhattan Shirts

I. Harris

Specialist in Good Clothes for Men and Boys

You will find us in the Corner of Main in the Rollow Former Stand

Chicken

A well known domestic fowl which requires more or less attention to keep them healthy and thrifty. We sell the celebrated

LEE'S Insect Powder LEE'S Lice Killer

to rid them of vermine; also Lee's Germozone to keep them in healthy condition and prevent disease

Phone 6 Ramsey Drug Co.

In Your Interest.

Ladies and gentlemen should attend the mass meeting at 25,000 Club rooms this evening. The occasion will be instructive and entertaining. Dr. S. F. Goddard, prominent chautauqua director will address the meeting. No scheme, no admission, no collection, but all for the good of Ada.

Do You Need Money.

Loans made on improved city property or to build with. Represent company that has greater facilities for handling city loans than all others combined. Straight loan for long term with privilege to pay after one year. Semi-annual payments. Cheapest rates. See Ada Title & Trust Co.

SAYS HOUSE WOULD VOTE

DIAMONDS TO ROOSEVELT
Washington, April 5.—Following the threat of Representative Victor Murdock, Kansas insurgent, that he would move to discharge the committee on post roads from further consideration of the bill to extend the franking privilege to Theodore Roosevelt, the committee has decided to report the bill favorably. It is expected the bill will come out of committee this week. Asked whether he thought the bill would pass the house Murdock said: "Pass?" Of course it will pass. A bill to give Roosevelt a purple robe embroidered with diamonds would not fail to get through the house at this particular time."

Gwin & Mays Co., Have It

We belong to an organization of 2000 DRUG STORES which have NATIONAL CIGAR STANDS and buy their CIGARS TOGETHER. This explains our NATIONAL VALUES; this is the reason why we have such magnificent cigar business

Buy It, Try It, Gwin & Mays Co., Say So

Gwin & Mays Co.
The Ada Druggists
The Rexall Store

....Don't Overlook Good Things....



The man who invented the hinged collar button and got rich by it, saw a good thing that had been within six inches of millions of men's eyes for fifty years.

A young chap came into the store Saturday—wanted to know the minute he got inside whether we had such and such a suit that was in the window on Monday. No it was sold—"I knew it" he said "A friend of mine has it on."

"I've admired that suit in the window town or three times but I'll be giggered if I thought it could be bought for the price he told me he paid. Got any like it? Why don't you put prices on them in the window?"

"Who made the Suit anyway?"

Its a Schloss Bros. & Co. Suit

One of the line of "The Clothes Beautiful." Well let's see some of them—they've certainly some class to them."

Fifteen Dollars Up

You can tell them by the
Schloss Bros. & Co. Label

on the coat collar. Also the custom made look.

C. R. Drummond, Clothier For Men

The reason assigned by Carpenter for this alteration in Mr. Taft's plans is that he found it necessary to curtail his trip in order to keep an appointment in Washington May 6. President Taft's change of plan is being interpreted as that he does not approve of the new platform of the Indiana Republicans. That this is the reason behind that given is denied at the White House.

SHAWNEE WANTS CAPITOL AS DOES OKLAHOMA CITY

Chamber of Commerce Canvasses State Capital Removal proposition and Tentatively Agrees on Campaign Plan.—Proposes to Make It Interesting.

Shawnee, Okla., April 6.—Following a special call by President Ruby, the directors of the Shawnee Chamber of commerce had an interesting and well attended session last night in the office of the secretary The Oklahoma City state capital location scheme was thoroughly gone into and a tentative plan of campaign agreed upon. Committees were provided for and vigorous action will result. The utmost unanimity of purpose and opinion was expressed and the people of Shawnee, of Pottawatomie county, and the taxpayers throughout the state can feel assured that the chief commercial organization of this virile and enterprising city is prepared to meet these new issues that have been thrust upon the city with characteristic energy and decision.

The fight is not of Shawnee's choosing; it has been thrust upon the city without being sought and at a time when every effort and resource of Shawnee's city builders is enlisted in the great work of material development that has been so auspiciously begun with the packing house location. But Shawnee always rises to the occasion and in the event that the election as called for June 11 comes off as advertised, Shawnee will have to be reckoned with every minute of the campaign.

BRYAN WILL SART A

PROHIBITION PAPER
San Juan, P. R., April 6.—William J. Bryan, who is touring this land, Wednesday declared he would start a prohibition paper upon his return to the United States. He also declared he would not be a candidate for the senate. Mr. Bryan sails for New York April 13.

List your real estate with the Weaver Agency.

Evening Edition, except Sunday
Weekly Publication, Thursday.
OFFICE Weaver-Masonic Block,
12th and Broadway.
Ole B. Weaver, Editor and Owner.
J. M. Watkins, Business Manager.
Weekly, the year\$1.00
Daily, the week40
Daily, the year 4.00
Daily delivered in city by carrier
every evening except Sunday
The Weekly will be sent to respon-
sible subscribers until ordered dis-
continued and all arrears are paid
Entered as Second Class matter,
March 26, 1904, at the Postoffice at
Ada, Okla., under the Act of Con-
gress of March 3, 1879.

UNION LABEL
DEMOCRATIC POLI-
TICAL ANNOUNCEMENTS
The following are the names of
candidates for public office subject to
the action of the Democratic pri-
maries occurring August 2nd
The Democratic public is assured
that the names appearing below represent
Democrats, who are regardless
of the proper support of the Demo-
cratic press and respectful toward
the wishes of the people who desire
to become well acquainted with the
name and reputation of the man for
whom they vote

- For Governor
LOUE CRUCE
- For Attorney General
CLINT GRAHAM
- For Judge Criminal Court of Appeals
HENRY M. FURMAN
- For State Corporation Commissioner
GEO. A. HENSHAW
- For District Judge 7th District, Two
Elect.
TOM D. MCKEOWN
A. T. WEST
ROBT. M. RAINEY
- For State Senator 33rd District
REUBEN M. RODDIE
- For County Judge
CONWAY O. BARTON
A. M. CROXTON
EDGAR S. RATLIFF
- For Sheriff
SAM MCCLURE
GEO. THOMPSON
LEM MITCHELL
- For County Clerk
W. S. KERR
- For District Clerk
W. T. COX
- For County Treasurer
J. K. SCROGGINS
J. W. WESTBROOK
R. H. (Rit) ERWIN
- For Register of Deeds
WILMER B. JONES
CROCKETT C. HARGIS
- For Superintendent Public Schools
PROF. T. F. PIERCE
- For County Weigher
JOHN WARD
SHERWOOD HILL
- For County Commissioner West Dist.
CHAS. W. FLOYD
- Justice of the Peace Ada Precinct
HENRY J. BROWN
- For Constable, Ada Precinct
E. L. BUNCH

JUDGES MCKEOWN, WEST AND RAINEY ANNOUNCE

EACH WANTS TO BE ONE OF THE
TWO DISTRICT JUDGES FROM
THE 7TH JUDICIAL DIS-
TRICT.

The public will note the appear-
ance in this issue of the announce-
ments of the candidacies of Judges
Tom D. McKeown, A. T. West and
Robt. M. Rainey for the two posi-
tions of District Judge from the 7th
Judicial District of Oklahoma.
Judge West residing at Coalgate
and Judge Rainey, residing at Atoka,
being the two present incumbents of
the office, the former by the election
of the people, the latter by the ap-
pointment of the governor, are al-
ready well known personally and of-
ficially to the citizens of this county
and district.
Hon. Tom D. McKeown who wants

to defeat one of the two present in-
cumbents, having been a prominent
citizen of the city of Ada and Pon-
totoke county for several years and
an attorney of wide practice among
substantial clientele is also well
known to the constituency of the
News press publications.
Further personal and political refer-
ences will be published concerning
each of the careers of these Demo-
cratic candidates for judicial honors
in subsequent issues of the Daily and
Weekly News

GAYNOR'S LOGICAL PRESIDENTIAL CANDIDATE

JOE BAILEY SO DECLARES IF
NEW YORK MAYOR SUCCEEDS
HUGHES FOR GOVERNOR.

New York, April 6.—If the demo-
crats of New York state nominate and
elect Mayor Gaynor to succeed Gov.
Hughes, he will at once become the
logical candidate for the presidency
in 1912.

This statement was made tonight
by Joseph W. Bailey, United States
Senator from Texas, who spent the
day in New York on legal business.
Mayor Gaynor's administration Sena-
tor Bailey said is being commented
on favorably throughout the United
States. In his opinion Mayor Gaynor
and Gov. Judson Harmon of Ohio
are the two foremost figures in
democratic politics today.

Silent as at Culberson.
Senator Bailey made no mention
of his colleague, Senator Charles A.
Culberson, who frequently has been
mentioned in connection with the
democratic presidential nomination
in 1912. He expressed confidence that
the democrats will be successful in
the next National contest and that
the party would go into the cam-
paign entirely free from the handi-
cap of factional strife.

Roosevelt and Emperor.
If Mr. Roosevelt fails to give Em-
peror William a few pointers on how
to administer the affairs of the Ger-
man empire when he visits Berlin,
Senator Bailey said there will be
considerable disappointment among
the politicians in Washington.
Senator Bailey said he could see
no good reason why Mr. Roosevelt
should expect congress to pass a bill
which is now pending to give to the
erstwhile president the same frank-
ing privileges enjoyed by President
Taft and members of the United
States senate and House of Repre-
sentatives.

Old Costume Discarded.
Senator Bailey's short visit to New
York revealed the fact that he has
discarded his wide-brimmed felt hat,
white lawn tie and broad front white
shirt which for so many years he af-
fected. When Mr. Bailey first went
to Washington in 1891 he soon be-
came a conspicuous figure because
his attire never varied.
He now wears a black derby sack
coat and fancy necktie and looks
more the part of a prosperous mer-
chant or banker than he does the
Southern politician or statesman. He
even wears a silk hat occasionally.

HAIR MATTRESS IS CAUSE OF SIX DEATHS

ARSENIC FOUND IN IT ESTAB-
LISHES INNOCENCE OF GIRL
HELD ON MURDER
CHARGE.

Boston, April 5.—For nights and
days I prayed to God to show my
innocence to the world. I never lost
hope. I believed that justice would
eventually be done me but at times
this long wait almost crazed me. But
God worked in His own time and I
am now free. And it is so much
better to be out in the blessed sun-
shine than behind the cruel bars of
iron.

Sobbing and hysterically happy in
her recovered freedom, Mary Kell-
her who for 18 months sat in the
shadow of the electric chair as the
result of a chain of circumstantial
evidence which seemed to prove her
guilty of the murder of six mem-
bers of her family, thus voiced her
thankfulness that her innocence had
at last been established. She gave
all of the credit for her escape from
from death to her attorney, Hugh
Bancroft who demonstrated to the
satisfaction of the district attorney
and the court that the woman was
a victim of fate.

The girl had been accused of giv-
ing arsenic to members of her fam-
ily. Bancroft did not believe the
charge. He hired a toxicologist and
the two eventually discovered that
most of those who died had been
cared for in a small dark bedroom
neatly furnished. After examin-
ing the room, the expert voiced a
suspicion that a cheap hair mattress
was really responsible for the deaths.
A portion of the hair was examined
and it was found to be charged with
enough arsenic to kill an army. The
authorities were notified. At first they
were skeptical, but investigation
proved that the girl was innocent
and then tardy justice was done her.

SHALL ADA HAVE A CHAUTAUQUA?

There has been considerable talk
about a Chautauqua for our city this
summer during the session of the
summer normal. The time has come
now to decide whether or not we will
have it. A meeting of the Commer-
cial Club is to be held to night to dis-
cuss the matter. There should not be
a moment's hesitation before reach-
ing the decision. We must have it.
The interests of the Normal school
demand it. The interests of the en-
tire city require it. The meeting to-
night in the Commercial Club rooms
is not for the purpose of raising
money and there will be no soliciting.
The purpose is to have the matter
discussed so the citizens will know
what is proposed that they may more
fully appreciate the value of the pro-
posed Chautauqua to the city and to
the Normal school. When our citi-
zens have considered the matter they
are sure to give the movement en-
thusiastic endorsement. It means to
bring to our city the very best lec-
turers and entertainers for a week
during the month of June and pro-
vide for our people such entertain-
ment as they often spend much mon-
ey to secure in other places. It
means a week of pleasure, recreation
and profitable study. It means an op-
portunity at a very small price, of
hearing the very best musicians,
readers, humorists, magicians, and
lecturers that the country affords. It
has an educational value for the
children and young people that noth-
ing else offers. It has an inestimable
value to the homes of the city where
culture and refinement are appre-
ciated. It offers uplifting and inspiring
entertainment to all who are seek-
ing pleasure. It affords for the work-
ers in the offices and in the homes
and in the fields and in the various
industrial institutions recreation and
pleasure.

From the standpoint of our inter-
est in the state normal the proposed
Chautauqua seems to be a necessity.
Let every citizen be present tonight
to hear and to be heard. We have
the Normal, we have secured the ap-
propriation we have an unexcelled
facility, and now we will help by
putting on the best Chautauqua of
the state.

THE BASEBALL GAME.

Faculty and Students Cross Bats for
Honors—Good Attendance.

O the band is playing somewhere
And somewhere people shout,
But there is no joy in the faculty,
For Prof. Matthews, he struck out!
Were you at the game yesterday?
If not you should have been. It was
by far the most exciting athletic con-
test that ever took place in Ada,
when awkward professors, aided by
dignified (?) seniors attempted to
wallop mere kiddified under-class-
men in a game of baseball. The
Profs steeped in the lore of learning
and wearing an air of wisdom
unspeakable hidden beneath their
classic brows forgot for a short time
their dusty ology books and aspired
to be Caseys, Ty Cobbs and Hans
Wagners all in one fell swoop—and
they did in a manner that would have
made the aforesaid stars of the base-
ball world blush in shame.

It was a time when the under-
classmen met the Profs on an equal
footing and the kiddified freshmen
had a chance to get even for the
flunk he drew last term or the grills
he had gone through during the past
few days. And he used the chance
modestly, thanks to the good playing
of the faculty.

Prof. Matthews was easily the star
of the game for his heavy hitting
and base running, also he was con-
spicuous in that he was very quiet.
His sprinting made many of the root-
ers believe that in ages past he used
to tear the cinder path at the rate
of 10 seconds per hundred yards for
the glory of his alma mater. Profs.
Sears, Little and Brooks are all ex-
perienced players and Prof. Perkins
electrified the crowd once when he
obtained the ball in the left field and
gracefully tried to beat the runner
to home base, played creditably for
"has been." What Prof. Pentem
lacked in ability and suppleness he
made up enthusiasm. "The 'ads"
were mediacre.

President Briles occupied the
mound behind the pitcher and in the
language of the small boy, he was
"His honor, the ump."
This was a benefit baseball game
and a nice little sum was realized
which will go toward settling the
debt against the Athletic association
made last fall in buying the para-
phernalia of the football team.

Ice Cream That is Pure.

The Purety Ice Cream Co. are now
doing business and are at your ser-
vice. Quality and price guaranteed.
Phone No. 223. R. L. MCGUIRE, Jr.

CALLED PURIFIER AND FIGHTING PHILOSOPHER

MAYOR OF ROME PAYS FINE TRI-
BUTE—VATICAN INCIDENT IG-
NORED—GREAT ENTERTAIN-
MENT ACCORDED.

Beware of the Man Who Does Not
Translate His Words Into Deeds.
Roosevelt in Rome.

Rome, April 6.—The series of
events connected with the cancella-
tion of Mr. Roosevelt's audience with
the pope and later his repudiation
of the denunciatory statement issued
by Pastor Tittle, of the Methodist
church of Rome added interest to the
dinner given in Mr. Roosevelt's hon-
or Wednesday night in the great
hall of the historic Capitoline pal-
ace by the municipal authorities. No
reference, however, either directly or
indirectly, was made to this sub-
ject.

The guests included Premier Luz-
zati, Signor Ferrera, under-secretary
of the foreign office, Signor Ferrarri
grand master of the Free Mason or-
der, and Ambassador Leishmann.
Mayor Nathan, in proposing the
health of the ex-president, referred to
him as "one whose character and
work had an effect upon the civil
progress of humanity."

After mentioning Washington and
Lincoln, as respectively the founder
and consolidator of the republic, he
characterized Mr. Roosevelt as a
"purifier," saying he had hunted
fiercer beasts than during his recent
trip to Africa.

"Men of his caliber," said the may-
or, "are beyond the limits of the
country. They belong by right to civ-
lization."

"The Fighting Philosopher."

He concluded with an apostrophe
to Mr. Roosevelt as the "fighting
philosopher," who is preaching the
word of purity goodness and duty
to his people and he compared the
ex-president to Marcus Aurelius.
Mr. Roosevelt, in replying, declared
as a civilized man could come to Rome
without feeling that he was visit-
ing civilization. After expressing
deep appreciation for the hospital-
ity extended to him here, he spoke
of political life which, he said was
not so much a matter of genius as
of the practical application of the
very ordinary qualities of courage,
honesty and common sense and the
rarest of these he added is common
sense.

"Beware of the man who does not
translate his words into deeds," said
the ex-president. He announced he
was an optimist with regard to the
future.

Twice Italy was head of the
world," he continued first in the
days of her glory when "Marcus
Aurelius was emperor, and second
during the marvelous reproduction of
the life of Greece in the communes
of Amalfi, Pisa, Florence and Genoa.
And now in the last sixty years
since the battle of Novara, we have
seen the wonderful growth which has
made Italy what she is and what
she will be.

Tribute to Italy.
"When the pessimists say that civ-
lization is worn out we can turn to
Italy whence the entire occident de-
rives its civilization and where we
don't know whether to admire more
the past or what is being prepared
for the future.

"In all civilized countries it has
been necessary to preserve some bar-
baric virtues above all, military
strength to oppose any attempt at
oppression. Countries must be strong
in order to be good and to help the
weak against the overbearing."

The ex-president and Mrs. Roose-
velt left for Spezia at 11:45 Wednes-
day night. Among those who bade
them farewell at the station were

many persons, many of whom were
in the royal household, who repre-
sented the King, Mayor Nathan and
other civic authorities, and Ambassa-
dor Leishman. Several hundred per-
sons gathered around the train and
took part in an enthusiastic demon-
stration. The distinguished American
was warmly cheered and there were
many cries of "Long live Roosevelt."
Church Incident Passing.
Col. Roosevelt was obliged to come
out on the platform of the special
car, which had been put at his dis-
posal by the government, and ex-
press his thanks to the people of
Rome for their generous and unfor-
gettable hospitality, which called
forth a new ovation that continued
as the train moved away.

Among Mr. Roosevelt's telegrams
today were two from well-known
Catholic publishers, declaring that
Catholic opinion in America endor-
sed his position. Mr. Roosevelt also
received visitors and letters from the
Methodist organization in Rome dis-
avowing sympathy with the violent
utterances contained today in the
Rev. B. M. Tittle's recent statement.

The Vatican today made further
representations regarding the can-
cellation of the audience, but they
contained no new points. The Vat-
ican insisted especially that Car-
dinal Merry del Val's sole purpose
was to avoid, if possible, a repeti-
tion of the Fairbanks incident in the
belief that he could have been justly
criticized if a repetition of this had
occurred and no previous warning
had been issued.

LATTER DAY SAINTS ARE HOLDING A CONVENTION

Kansas City, April 6.—Delegates
representing 100,000 worshippers met
at Independence, Mo., Wednesday
when the annual conference of the
re-organized church of Latter Day
Saints was called to order by Joseph
Smith, the president of the church.
Added interest attaches to the con-
ference this year, as it marks the
fiftieth anniversary of the presidency
of Joseph Smith. He is the son of
Joseph Smith, the first president of
the church.

W. G. Broadfoot Here.

Mr. W. G. Broadfoot formerly prom-
inent in Ada, now substantial busi-
ness citizen of Fort Worth, with lit-
tle son, Edwin accompanying is vis-
iting and looking after his substantial
property interests in the city.

**THE
Ada National Bank**

From the day of its opening,
July 23, 1900, down to the pres-
ent time the business of this
Bank has gone forward with-
out interruption.

Has accommodated more farm-
ers than any Bank in the
county.

Has assisted more local en-
terprises than any other Bank
in the City.

If you have unfinished busi-
ness with this Bank for 1909
attend to it at once.

Ada National Bank

Good Bread at Good Bakery

We have just purchased the CITY BAKERY, and are prepared to
make you our permanent customers. Give us a trial.

Knott Bros. City Bakery

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Is It of Interest to YOU?

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splendid opportunity for enhancement?

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Over Ada National Bank
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Lawyers
At the front over Oklahoma State
Bank, Ada, Okla.
J. E. Webb C. H. Banks
WEBB & ENNIS
Lawyers
Office of City Attorney at City Hall
DR. J. E. BUNYAN
PHYSICIAN AND SURGEON
Office in Rollow Bldg Phone 195
Residence Phone 34.
LIGON & KING,
Physicians and Surgeons.
Office in First National Bank Bldg.
GRANGER & GRANGER
DENTISTS.
Phone No. 312.
Residence, Phone No. 253.
Rooms 1 and 2, First Nat'l Building
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ESTATE COMPANY.**
General Abstract, Loan and Real
Estate business. Fire and Tornado
Insurance Southern Surety Company
of Oklahoma Office in rear of First
National bank.
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Over Citizens National Bank, Ada, Ok.
Drs. FAUST & HAERTMAN
General Practice and Surgery
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Conn Building over Surprise St. r.
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DENTIST
Henley & Biles Bldg.
DR. J. M. VADEN
General Practice and Surgery.
Office Phone 75 Residence 75.
Office in Duncan Building
DR. W. H. ENLOE
DENTIST
Office Duncan Building Phone 73.
DR. W. M. OWEN
OSTEOPATH
Reed Douglas Bldg. near Postoffice.
Consultation Free
J. R. CRAIG
PHYSICIAN AND SURGEON
Over Ada National Bank,
Phone Nos. Office 59, Res. 261

Oklahoma Central Railway

ASA E. RAMSEY, Receiver
TIME TABLE NO. 12
Effective August 8, 1909

West Bound		East Bound	
Daily No.	Daily No.	Daily No.	Daily No.
A.M. 8:30	LEHIGH	P.M. 5:30	
8:55	Booneville	5:05	
9:17	Nixon	4:44	
9:37	Tupelo	4:24	
9:47	Stonewall	4:14	
10:02	Frisco	4:00	
10:25	Trux	3:40	
10:40	ADA	3:20	
10:55	Center	3:10	
11:13	Vamos	2:54	
11:38	Stratford	2:35	
	BYARS		
12:00	Rosendale	2:10	
12:15	Vincennes	1:55	
12:40	PURCELL	1:40 P.M.	
1:05	Gibbons Spur	1:05 P.M.	
1:17	Washington	12:45 P.M.	
1:27	Blanchard	12:10 P.M.	
1:57			
2:18	Middleberg	11:45	
2:33	Tabler	11:30	
2:45	Corville	11:18	
2:55	CHICKASHA	11:10	
A.M. P.M.		A.M. P.M.	

B. M. HALL, Traffic Manager
Purcell, Oklahoma

Farmers State Bank

YOUR BANKING BUSINESS
with us will receive our most
careful attention.

F. O. HARRISS, Cashier.

CITY NEWS IN BRIEF

Smith Sells Furniture.
Gwin & Mays have it.
Walter Goynes is in Stonewall.
J. W. Vaden is here from Roff.
C. J. Warren went to Francis.
J. F. McKee left today for Stall.
The photographer, phone 176.
Miss Shanafelt returned to Atoka today.

J. B. Ingram went to McAlester today.
Judge Leslie Maxey went to Holdenville.
saw to attend the sick bed of his father.

J. E. Smith is transacting business in Roff.

U. G. Winn returned today from Guthrie.

Mrs. Robert C. Roland is reported quite ill.

Mrs. Mattie Cloyd returned from Guthrie.

Try Crystal nuts, the new candy at Ramsey's.

J. W. Beard returned today from Oklahoma City.

R. R. Brown returned to his home in Stonewall today.

Try our ice cream cones, 5c each. Ramsey Drug Co.

L. C. Cullison of Shawnee, with the morning Herald, is in Ada today.

Prescriptions Properly Prepared. The G. M. C. Way.

Mr. and Mrs. C. S. Aldrich are in their new and attractive home in Sunrise.

Henry Lindsey left today for Homer, Oklahoma, where he will visit his sister.

Mrs. Ward returned to Stonewall after a brief visit with her sister, Mrs. U. G. Winn.

Geo. L. Kice came in from the north this morning from an Oklahoma Portland Cement sale tour.

C. C. Watkins and wife leave today for Kemp, Texas, their future home. The News will follow them.

Douglas Lassater went to Sherman today to attend a meeting of the stockholders of the Ada Compress Co.

Dr. Hartman's horse with buggy coming after, deliberately walked into a main street feed store this afternoon. Such action very distinctly reflects on the said Doctor's home feed supply.

Drink Ada Mineral Water for your health, the only water to contain medicinal properties, and taste good. Delivered daily all over the city, and served at all first class soda fountains.

The Echert Musical Family, one of the finest attractions on the road will be at the Pastime all next week. This superb orchestra consists of Italian Harp two violins and Piano and, are praised by all who hear them. The young lady violinist alone is worth price of admission.

Cycle Messenger Service. Phone 111. Packages, Messages, Errands 1c per block one way, with a minimum of 5c.

If you need a wagon for hauling, moving, etc., we'll get it—our service FREE for this. If you want clothing cleaned or pressed will call for and deliver free. Call 111.

Mrs. Whitmore is improving rapidly from a severe illness.

Mrs. C. B. Busby is down from Francis today trading.

Mrs. J. B. Ireland, of Wilmington, visited friends in Ada today.

Mrs. Rosa M. Nicholson, of Oklahoma City, is a business visitor to our city today.

Don't miss hearing the Normal Quartette at the Pastime Friday. Splendid singing with unequalled pictures.

Rev. Father Leo wishes to announce that he will hold mass at Eagles Hall Sunday morning at 9 o'clock.

Mrs. W. S. Aker, who has been visiting her parents, Dr. and Mrs. F. Z. Holley, returned to her home at Oklahoma City.

The Normal Quartette will be the attraction at the Pastime Friday. All lovers of music will want to hear these singers.

THE ADA NORMAL MUSICIANS LED BY PIANO DIRECTOR, MISS CASE, WILL PERFORM FRIDAY EVENING.

The following is the program for the second students' recital to be given in the auditorium of the school building Friday (tomorrow) evening, April 5th.

This musical to be given by Miss Case and her musicians of the Normal faculty and students promises to be exceptionally strong and attractive and the auditorium should be packed.

There will be no admission charged.

Program.
Orchestra—Love's Consolation
Piano—Flute Player—Wolfe
Miss Ruth Smootz
Reading—A Yankee in Love.
Beulah Smootz
Cornet Solo—On Guard
Miss Murray Lucas
(Orchestra accompaniment)
Piano—Polish National Dance.
Wunaski
Miss Ruth Smootz
Vocal—At Parting—Rogers
Miss Moss Wingo
Orchestra—Bride Elect—Sousa
Reading—The Run Away Boy.
W. Riley
Beulah Smootz
Piano—Rustle of Spring—Sinding
Miss Ruth Smootz
Vocal—Inez Cameron
Piano—The Palms—Leybach

CENSUS SCHOOL OF INSTRUCTION Those Who Are to Count Us Meet in Ada Today.

C. A. Wilson of McAlester, special agent for the census department, came in today and met the Pontotoc county enumerators this afternoon and instructed them in their work which will begin the 15th inst. There are seventeen for this county and they are:

Byron Norrell, Ada; John D. McCoy, Ada; Mrs. Dwane N. Hudson, Allen; Jake T. Arnold, Allen; William C. Cummings, Ada; A. R. Suggs, Ada; Alex D. Tanner, Ada; Mrs. Josephine T. Bullock, Roff; John B. Pinnell, Roff; Freeman R. Spann, Roff; Wm. L. Harris, Francis; John R. Cox, Francis; Jos. T. Fleming, Lawrence; Columbus J. Moore, Roff; Adrain H. Ward, Stonewall; Henry D. Rives, Stonewall; Louis J. D. Young, Ada.

Mass Meeting Called.

It is considered by the state normal faculty and thoughtful citizens throughout the city as being highly desirable to secure for Ada this summer a strong chautauqua course, therefore, being requested, a mass meeting of ladies and gentlemen to be held under the auspices of the 25,000 Club is called to meet at the club rooms this evening at 8 o'clock for the purpose of discussing chautauqua proposal and to take action in the premises.

BYRON NORRELL,
Sec'y, 25,000 Club.
OTIS WEAVER, Acting President.

Farms Loans. See Carlton Weaver.

OPINION REVERSING FAMOUS DAN SCRIBNER CASE, CONVICTED TO HANG

Juror McKinney Had Formed Too Definite Opinion of the Guilt or Innocence of Defendant to Constitute Him Proper Juror.

For the refusal of the court to sustain the challenge made to the jurors who testified on their voir dire that they had formed such an opinion as to the guilt of the defendant as would require evidence to remove, the judgment of the lower court must be reversed.

MURMAN, Presiding Judge, concurring:

The record shows that John McKinney sat as a juror in this case and that upon his examination as such juror, among other things he said from what he had heard he had an opinion as to the guilt of the defendant and that he did not believe that he could give the defendant the same fair and impartial trial as if he had not heard anything about the case. The juror was then asked, "In your present frame of mind from what you have heard you could convict the defendant on less evidence than if you had not heard anything?" Objection being made, the juror was not permitted to answer this question.

In answer to questions asked by the county attorney, the juror stated that he had never talked to a witness in the case; that his opinion was based upon rumor, and that if taken upon the jury, he could and would give the defendant a fair and impartial trial notwithstanding this opinion and would be governed alone in making up his verdict by the testimony of the witnesses on the stand and the charge of the court. Thereupon the court overruled the challenge of the defendant and the juror was sworn in the the cause over the protest and exception of the defendant.

When the juror states that he had an opinion as to the guilt of a defendant, he is not made competent to sit in the case merely because he may state that he can and will lay this opinion aside, if taken on the jury, and give the defendant a fair and impartial trial and be governed alone in making up his verdict by the testimony of the witnesses and the charge of the court. The juror is not the judge of his own competency, of his own impartiality, and of his own freedom from prejudice. No statute can clothe him with such judicial discretion and power. The competency of the juror is left to the discretion of the court, and the presiding judge is not bound by the answers of the juror. It is the judge and not the juror who is charged with the duty of passing upon the competency of the juror, and in the discharge of this duty, the judge may have recourse to any means of information within his power. In fact he should carefully investigate every source which would be calculated to throw any light upon the competency of a juror, and if the judge is not entirely satisfied of the competency of the juror, he should be excused.

In Johnson vs. State, 1 Okla. Crim. Rep. p. 348, this court said:

"The question of the competency of jurors is addressed to the sound discretion of the trial court, and, in the absence of an abuse of that discretion, it is not subject to review. In other words, while the trial court must be clearly satisfied that a juror is fair and impartial before permitting him to sit in a criminal case, yet upon appeal to this court, it must be clearly shown that the trial court abused its discretion before this court will review its rulings in this respect."

We think it clear that the trial court erred in two particulars in passing upon the competency of the juror McKinney. First, this juror frankly stated that on account of what he had heard he did not think that he could give the defendant the same fair and impartial trial as if he had not heard anything. This was stating, in effect, that the juror believed that the opinion which he then entertained would influence his action in finding a verdict; that it might combat the evidence of the witnesses and resist its force. It is the nature of the opinion and not the source from which it is derived that we are considering. We do not claim that any impression which a juror may have to the guilt of a defendant will necessarily disqualify the juror. But we do say that when the juror is shown to have an opinion as to the guilt of the defendant, it matters not from what source it comes, then the burden is on the State to show that this opinion is such that it does not affect the fair-

ness and impartiality of the juror. This is the letter and the spirit of our statute.

Section 5475 of Wilson's Oklahoma Statutes is as follows:

"In a challenge for implied bias, one or more of the causes stated in the second preceding section must be alleged. In a challenge for actual bias, the cause stated in the second subdivision of the third preceding section, must be alleged, but no person shall be disqualified as a juror by reason of having formed or expressed an opinion upon the matter or cause to be submitted to such jury founded upon rumor, statements in public journals, or common notoriety, provided it appears to the court, upon his declaration, under oath or otherwise, that he can and will, notwithstanding such opinion, act impartially and fairly upon the matters to be submitted to him. The challenge may be oral, but must be entered upon the minutes of the court."

So it is seen that according to the statute it is the court and not the juror who must be satisfied as to the fairness and impartiality of the juror and that the judge is not bound by the answers of the juror, but may inform himself "otherwise." But even if this were not the statute, it is the plain meaning and intent of our Constitution and as such it is our first duty to enforce it.

The juror McKinney, just after having expressed the opinion that he did not think that he could give the defendant the same fair and impartial trial that he could give him if he had never heard anything about the case, did, in answer to the question of the county attorney, state that if taken on the jury he could and would lay this opinion aside and be governed as a juror alone by the testimony of the witnesses and the charge of the court. This shows that the juror was himself uncertain as to his mental condition and was varying as to what his action would be if taken on the jury, and of itself should have caused the trial court to sustain the challenge for cause.

Second, counsel for the defendant asked the juror this question: "In your present frame of mind, with what you have heard, you could convict the defendant on less evidence than if you had not heard anything?" The court erred in not permitting this question to be answered. While it is true that the court would not be bound by the answer of the juror, yet, when it is disclosed that a juror has an opinion, in all fairness the court should permit the most searching cross-examination of the juror as to the origin, extent and probable effect of such opinion. This is especially true in capital cases. The graver the case and the more severe the punishment liable to be inflicted, the more cautious the court should be in safeguarding all of the substantial rights of the defendant. But it may be said that the defendant is guilty and that therefore it is immaterial as to whether the law was complied with. Such a statement as this, is the first step toward lynch law, and if recognized by this court, would wipe out and destroy every constitutional right, and would establish a precedent which, if followed, would result in arbitrary punishment in the name of the law; a consummation dangerous to liberty and innocence and utterly inconsistent with the perpetuity of our free institutions. We heartily assent to the proposition that when a defendant has been properly indicted and fairly tried and the evidence clearly shows that he is guilty, then a conviction should not be set aside on account of any mere matter of form or any exception which did not deprive the defendant of a substantial right. We have uniformly recognized and adhered to this rule, as our decisions will conclusively show. But it is an utter misapprehension of the doctrine of harmless error to suppose that when a defendant has been deprived of a substantial right the error was or could be harmless. If this is correct, then the doctrine itself would become a mighty engine of wrong and oppression; in fact it would be the entering wedge of anarchy, for it would result in the destruction of all law and substitute in its place the arbitrary will of the judges and jurors.

Section 5613 of Wilson's Oklahoma Statutes, is as follows:

"On an appeal the court must give judgment without regard to technical errors or defects, or to exceptions

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ADA - OKLAHOMA

which do not affect the substantial rights of the parties.

This forbids this court from reversing a conviction upon any technicality or exceptions which did not affect the fact the substantial rights of the defendant. This is the doctrine of harmless error in a nutshell. The converse of this statutory provision is that we must reverse convictions when the defendant has been deprived of a substantial right.

The court instructed the jury as follows:

"In connection with the evidence in this case, you are instructed that a conviction cannot be had upon the testimony of an accomplice unless it be corroborated by such other evidence as tends to connect the defendant with the commission of the offense, and the corroboration is not sufficient if it merely shows that commission of the offense or the circumstances thereof; that is, in this case, you cannot convict the defendant, Dan Scribner, upon the uncorroborated testimony of the witness Ed Johnson, for the reason that the evidence shows him to be an accomplice. However, if you are satisfied that the witness Ed Johnson speaks the truth in some material parts of his testimony in which you see him corroborated or confirmed by other impeachable evidence, this may be ground for your believing that he also speaks the truth in other parts of his testimony in which there may be no confirmation, but this corroboration ought to be as to some fact which tends to connect the defendant with the commission of the offense."

The vice of this instruction lies in the fact that the court tells the jury that the corroboration (of the accomplice) ought to be as to some fact which tends to connect the defendant with the commission of the offense.

The law prohibits a jury from convicting a defendant upon the testimony of an accomplice, unless such testimony is corroborated by other testimony which tends to connect the defendant with the offense committed. The law is mandatory. This instruction is only advisory, and qualifies and is contradictory of the first portion of the instruction which correctly states the law. When this is the case no one can tell upon what portion of the instruction the jury acted in finding their verdict. Such

instructions are universally condemned both upon principle and by the authorities, without a single exception, so far as our investigations have gone.

For the reason above given, I concur in the opinion that the judgment against the defendant should be reversed. While it is of great importance that every guilty man should be speedily brought to justice and punished for his crime, yet it is of still greater importance that the citizens of Oklahoma should know that the courts of the state will secure to each and every one of them, matters not how poor, friendless and unpopular he may be, the full protection afforded by each substantial privilege and right guaranteed to them by the Constitution and laws of the state. This court will discharge its full duty in this respect, without partiality, fear or favor, let it please or displease whomsoever it may.

The judgment against the defendant is therefore reversed, and the cause remanded with directions that a new trial be granted the defendant.

DOYLE, Judge, concurring.

Something rare and cheap that I cannot advertise. Come and talk to us. Weaver Agency.

SICK? HURT?

WHY NOT PROTECT YOUR INCOME?

7 CENTS A DAY

Will Insure Your Producing Home.

Continental Casualty Co., Chicago.

H. G. B. ALEXANDER, President

The GREATEST Health and Accident Insurance Company in the World

"Every Time the Clock Ticks Every Working Hour IT PAYS

A Dime To Somebody, Somewhere, Who Is Sick or Hurt!"

MORE THAN \$1,000,000 A YEAR ASK OUR AGENT

Ada Title & Trust Co.

Phone 73. Ada, Okla.

CALL AT
The New York Stand
FOR
Fancy Fruits and Candies
NICK DAVIS, PROP.

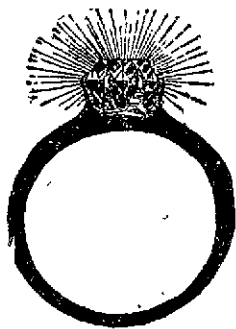
IS YOUR GIRL HARD ON HER Shoes?

Maybe it is the fault of the shoe and maybe hers. Bring her to us maybe we can solve the problem. Let us give her a proper fit and what we call a lasting shoe—then see if your shoe bill is not reduced. "Make Us Your Shoer"

Chapman The Shoe Man
E. Main Ada, Okla.

FREE.

This Beautiful



\$150
Diamond
Ring

\$150
Diamond
Ring

In the Popular

...LADIES VOTING CONTEST...

at the

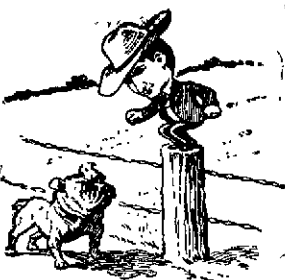
Desota Theatre

Commencing April 11 and Ending May 20

Rules and Regulations

1. This Popular Ladies' Voting Contest will be conducted fairly and honestly on business principles strictly, with justice and fairness to all concerned.
- Any lady in Ada, married or single, is eligible to enter this contest and the person receiving the largest number of votes, shall receive this beautiful \$150 Diamond Ring.
- VOTES—A ticket good for 10 votes, will be given with each and every 10 cent ticket.
- Each and every candidate nominated before Saturday night, will receive 500 votes free.
- No one connected with the show will be allowed to become a candidate in this contest, or work for a contestant.
- Results as to standing of candidates will be given every other night after the first week.
- If you have a friend whom you wish to enter this contest, leave their name at the Ticket Window THIS WEEK, so they will receive the 500 free votes.
- No nominations will be accepted after the first week of the contest.

This beautiful Ring will be on display in the window at Warren's Jewelry Store after tomorrow.



The Well Posted Individual

keeps in touch with us when he has any property he wishes to buy or sell. You will do well to do likewise. Let us know what you want or what you have to offer.

THE WEAVER AGENCY
Carlton Weaver, Representative

Saturday Evening POST

Chisholm Barnett

and sub-agents solicit you to buy or subscribe for the Saturday Evening Post

WILL DELIVER EVERY THURSDAY MORNING.

Price \$1.50

A YEAR

5 cents a copy

On sale at Ramsey's Drug Store



NOW

that we have caught your eye

We want to tell you about that new

Electric Iron

Just the thing for hot weather—no red hot stove on a red hot day—no walking, no lifting, easy to regulate. Try one

Ada Electric & Gas Company

Phone No. 87

South Broadway

BUREAU OF HEALTH IN LINE WITH PROGRESS

MEASURE URGED BY SENATOR OWEN RECALLS OPPOSITION TO AGRICULTURAL DEPARTMENT.

(Arthur Wallace Dunn.)

Washington, April 5.—"Owen is talking about a department of public health," remarked one republican senator in a rather sneering way, the day Senator Owen of Oklahoma was making a speech urging the establishment of a new department. The senator went on to indicate that this was one of the new propositions of the time which, if not absurd, scarcely needed consideration. Yet a department of health could do more for this country than almost any other department of the government.

Twenty-five years ago the same sneers were made in regard to the establishment of a department of agriculture, yet it is conceded that more people are benefited by that department than by any other. For a long time it was a hard fight to establish a department of commerce, yet that department is doing excellent work today. As to a public health bureau or department—it matters not what it may be called—there is every reason why the United States should have some sort of an organization which will work, not only to prevent the spread of contagious disease, but which will try to do something to cure diseases that are causing so much suffering in the country.

It may be true that the care of health is something that should be personal to every man, but, just as Senator Owen pointed out, the spread of contagious disease can not be prevented by individuals, and in the tenements and slums of great cities disease is bred and spread so that individuals can not take care of themselves. Nor can persons who are not responsible for such conditions prevent contagion from affecting them.

A department of public health, managed by competent men, could accomplish much for the country, and relieve a great deal of the suffering which now is so prevalent. Upon the health of the people depend their contentment and happiness, and it might not be so much out of place for a government to encourage the contentment and happiness of its people.

CARDINAL GIBBONS AT THE WHITE HOUSE

Confers With President, But Declares the Incident at Rome Was Only Casually Mentioned.

Washington, April 6.—Cardinal Gibbons called unexpectedly at the White House Wednesday, and it was said he had been sent for by President Taft. After a few minutes the cardinal emerged from the executive office and was accosted by a party of newspaper men "My call," he said, "had nothing to do with the incident at Rome. The incident was casually mentioned. The president expressed his regret and I expressed mine. It was a matter of mutual regret. But I assure you, gentlemen, the mention of the incident was casual. Good day."

Can You Ask More?

We are so confident that we can furnish relief for indigestion and dyspepsia that we promise to supply the medicine free of all cost to every one who uses it according to directions who is not perfectly satisfied with the results. We exact no promises and put no one under any obligation whatever. Surely nothing could be fairer. We are located right here where you live, and our reputation should be sufficient assurance of the genuineness of our offer.

We want every one who is troubled with indigestion or dyspepsia in any form to come to our store and get a box of Rexall Dyspepsia Tablets. Take them home, and give them a reasonable trial, according to directions. They are very pleasant to take; they soothe the irritable stomach, strengthen and invigorate the digestive organs, promote a healthy and natural bowel action, almost immediately relieve nausea and stomach irritation, produce healthy digestion and assimilation, and promote nutrition. Three sizes, 25c, 50c and \$1.00. Remember you can obtain Rexall Remedies in Ada only at our store—The Rexall Store. The Gwin & Mays Drug Co., West Main St.

How Does This Strike You?

An elegant five room house on 100 feet, side walks, well, etc., on 14th near M. E. church. Naked lots worth \$1,200—\$1,600 takes it. \$1,275—This sum takes 200 feet front near High school building on 18th street. Four room house. Would rent for \$14.00. If you know a good thing when you see it you will take this. WEAVER AGENCY.

IS IT POSSIBLE FOR WESTERN UNION

Directors State, Hereafter Less Dividends, Better Equipment and Service and Better Paid Employees.

New York, April 6.—Improvements and increased wages for employees rather than elons for stockholders, is to be the official attitude of the Western Union Telegraph company. This resolution was adopted today at a meeting of the executive committee of the company in New York:

"This committee recommends to the board of directors that no increase in the present rate of dividends be made until the plant of the company wherever it may be found necessary, is placed in the highest possible condition, the working conditions of the employees improved and their salaries re-arranged, recognizing in this readjustment merit, proficiency and length of service, modified by location."

The above water is all right for drinking purposes as far as any chemical analysis is concerned. In fact it is a good sample in every respect, from my point of view. It may be off from the bacteriological point, but here the chances are that the water is perfectly pure. I would not hesitate to use this water in my own family. Certainly very decidedly preferable to average well and cistern water, where the cistern is not properly looked after.

The above statement is made freely and willingly and I have no PERSONAL interest in the water. (Signed) GEO. L. HOLTER, 21d State Chemist.

Analysis of Ada Artesian Mineral Water.

The following is the analysis and letter, given by Mr. Geo. L. Holter, State Chemist.

Total Solids	Grains Per Gal.
Chlorin	25.15
Nitrates	.33
Nitrites—None	.0058
Free Ammonia—None	
Albuminoid	.0035
29.3893	

NIP IT IN THE BUD.

First Appearance of Dandruff a Forerunner of Future Baldness.

That such is the case has been conclusively proven by scientific research. Prof. Unna, the noted European skin specialist, declares that dandruff is the burrowed-up cuticle of the scalp, caused by parasites destroying the vitality in the hair bulb. The hair becomes lifeless, and, in time, falls out. This can be prevented.

Newbro's Herpicide kills this dandruff germ, and restores the hair to its natural softness and abundance.

Herpicide is now used by thousands of people—all satisfied that it is the most wonderful hair preparation on the market to-day.

Sold by leading druggists. Send 10c. in stamps for sample to The Herpicide Co., Detroit, Mich.

ONE DOLLAR BOTTLES GUARANTEED

Ramsey Drug Co., Special Agents.

The Unwritten-Law Hero.

Nowadays, we suppose, Othello would have reasoned it out about as follows: "The way my wife and that Cassio are carrying on humiliates me exceedingly. If my friends found it out they would secretly jeer at me, which my sense of honor could not endure. Therefore, I will take steps which insure that the newspapers all over the country shall publish columns and columns about the case, dragging out every little circumstance which can possibly reflect upon Mrs. Othello or myself. They will print her picture and mine and the children's across the front page. At every saloon and corner grocery of the land men will be haw-hawing with zest over intimate details that make her appear in the most shameful light—published on the same page with virtuous denunciations of some immoral play or novel.

"Thus my self-respect will be restored, my sense of honor made whole and the jury will sympathetically acquit me as a chivalrous defender of the home which I have publicly dragged through the gutter and made a byword from coast to coast."

These reflections are applicable to all our delectable unwritten-law heroes. There are certain domestic misfortunes which persons of a retarding disposition would wish to have discussed as little as possible; while others—perhaps of a more chivalrous and sensitive nature—insist upon getting them on the front page under scare-heads.—Saturday Evening Post.

Pasture for Rent.

I have a fairly good pasture about 2 miles out of Ada with plenty of water to rent to right party. J. L. Barringer. d3t

Some Rare Bargains.

\$550—Four beautiful lots and two small houses on corner in North Ada. Rents for \$800.

\$675—Pretty good house on corner 7th and Townsend. Rents for \$9.00. \$175 down, balance \$15.00 per month without interest.

\$425—Two pretty lots on corner in Sunrise. In section where improvements and neighbors are desirable. Terms.

\$950—Good home in North Ada. \$500 down.

\$275—Two beauties in Daggs addition

\$650—Two beautiful lots on corner across from new home of Prof. Sears. First block north of Normal campus. Easy terms.

\$1,000—Good business lot on 12th. \$1,150—Good business lot with small house on west Main. Bargain for some body with a good eye.

CONFIDENTIAL—We have 3 proposition that we are forbidden to advertise. The price is so low that it would indicate a gold brick game. Call and see us about these.

WEAVER AGENCY, Carlton Weaver, Representative.

WANTS

Advertising under this head will be charged at following rates:

One insertion, per word.....1c
Addition insertion, per word....1-2c

WANTED.
BOARDERS WANTED—Will take a few boarders in private home. Mrs. R. L. Eaton, 13th and Stockton. 6t

LOST.
LOST—An Elk stick pin between Grand Leader and South school building. Finder please return to Grand Leader and get reward. d-2t

FOR SALE.
FOR SALE—Some household goods. Call at Henry Inman's 7th street in Sunrise. 4-1wk

FOR RENT.
FOR RENT—Four room house, corner 16th and Townsend. 7tf

FOR RENT—Two furnished bed rooms. Mrs. M. T. Stephenson, E 12th. 4-3t

FOR RENT—Rooms for light house-keeping. Mrs. Banks, 14th and Broadway. 5-3t

Harris Pool Hall

Have made arrangements with F. R. RICE MECHANICAL CO., whereby they have the EXCLUSIVE SALE in Ada of the

"Universal and Starella Cigars" their "Two" most popular brands. In order to introduce "STARELLA" we will for a short time sell 1 for 10c, 2 for 15c, and 4 for 25c.

Universal, "Union Made" 5c Straight
We also have "MERCANTILE and AGENT

We Want Your Work

of Horse Shoeing and Rubber Tiring; all kinds of Buggy and Wagon Work and Repairing. We have a Machine Shop in Connection, Lathe, Drill Press, Etc.

WE KNOW HOW

All we want is a chance to show you.

West 12th Street Hughey & Rock

Hot and Cold Stuff

Manufacturers of Ice
Wholesale and Retail Dealers in Coal
Long Distance Phone 29

Ada Ice and Fuel Co.

We sell the best Fancy Lump Coal, and to insure clean coal to our customers, we load our wagons with forks. We have our own wagons which insures prompt service. OUR PRICES ARE RIGHT. CALL US UP.

Dendalworth Coffee

A 20-cent coffee with a 40-cent flavor.

It is a world beater. No coffee sold at the price can touch it. Try it and be convinced.

Shipped daily from our own coffee roaster at Denison, Texas

Waples-Platter Grocer Co.

Ada, Oklahoma